G41
25:1943

Digitized by the Internet Archive
in 2026 with funding from
State Library of North Carolina

https://archive.org/details/dailylegislative00univ_0

INSTITUTE OF GOVERNMENT

LEGISLATIVE BULLETIN

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E, EDENTON ST.

DAILY LEGISLATIVE BULLETIN

Carmichael
Library Bldg

BULLETIN NO. 1
January 6, 1943

North Carolina State Library
Raleigh

This is the first DAILY BULLETIN of the Institute of Government's Legislative Service covering the 1943 session of the General Assembly of North Carolina. These bulletins are designed to give a day-by-day account of the proceedings of the General Assembly and will contain the following information:

1. The time each house met. If there is more than one session during the day it will be indicated.
2. Bills introduced during the day in each house. Each bill will be reported by its official number and full title. There will be, in parentheses, a brief digest of each bill, giving its important provisions. The name of the legislator who introduced each bill and the committee to which it was referred will be shown.
3. Calendar action. Under this general heading, all action upon bills subsequent to their introduction will be shown, thus tracing the daily progress of all bills through the legislative process. Bills will be identified by their official number and a short descriptive title. When a bill is amended or a substitute is reported, the amendment or substitute will be briefly summarized.
4. The time set for the next session of each house.

It will be a favor to the Institute of Government if you will make any suggestions and criticisms concerning this service.

Sessions: Senate--noon; House--noon.

BILLS INTRODUCED: SENATE

SB 1. (Resolution) - Introduced by Price

"Joint Resolution Informing His Excellency, the Governor, that the General Assembly is Ready to Proceed with Public Business." (Self-explanatory.) Passed three readings and sent to the House.

BILLS INTRODUCED: HOUSE

HB 1. (Public) Introduced by Umstead.

"To Extend the School Term Required by Article IX of the Constitution of North Carolina to Embrace a Total of 180 Days of School." (Would extend the school term to a total of 180 days to every county and district which requests it, but the State Board of Education or the County Board of Education could suspend the operation of schools in any county or school district for all or any part of the last sixty days of the term when the low average in any school does not justify its continuance or where necessity may require it. Allocated funds not used by reason of such suspension to remain in the State Treasury and become a part of the State School Fund for the next succeeding year. School month to consist of four weeks, not less than 20 teaching days, no day of which shall be Saturday except in case of emergency and subject to approval of local committee and superintendent of the administrative unit. To be in effect upon ratification.) Sent to Committee on Education.

HB 2. (Local) Introduced by Stoney.

"To Fill a Vacancy in the Membership of the Board of Welfare of Burke County." (As title indicates) Passed three readings and sent to the Senate.

HB 3. (Local) Introduced by Boswood.

"To Repeal Public-Local Laws of 1939, Chapter 195, Appointing Members of the Currituck County Board of Education and Fixing Their Terms, and to Amend Public Laws of 1939, Chapter 303, and Public Laws of 1941, Chapter 380, Both Being Acts Appointing Members of the County Board of Education, and to Limit the Terms of the Members of the Currituck County Board of Education to Two Years." (As title indicates) Sent to Committee on Education.

SENATE CALENDAR ACTION

Bills passed three readings: SB 1 (See above).

HOUSE CALENDAR ACTION

Bills passed three readings: HB 2 (See above)

Bills received from Senate and passed three readings: SB 1 (See above)

Next Sessions: (January 7) House and Senate: 11 A.M.

#

INSTITUTE OF GOVERNMENT
Legislative Bulletin Service
January 6, 1943

OFFICERS OF THE SENATE

President...............Lieutenant Governor R. L. Harris
President Pro tem........J. Hampton Price
Principal Clerk..........S. Ray Byerly
Reading Clerk............John Worth McDevitt
Sergeant-at-Arms.........Herman Scott

SENATE COMMITTEES

(As announced today by Lieutenant Governor Harris)

Agriculture: Ballentine(C), Watkins, Graham, Evans, Lanier, Eagles, Watson, Clark, Horton, Pittman, Johnson of Halifax, Chaffin, Weathers, O'Berry, Barker, Farthing, Benton, Wilson.

Appropriations: Taylor(C), Weathers, Evans, Barber, Lanier, Watkins, Smith, Watson, McKee, Whitaker, Pittman, Funderburk, Daniel, Eagles, Farthing, Wade, Ruark, Chaffin, Wallace, Hodges, Brooks, Mitchell, Wilson, Barker, Brock.

Banks and Currency: Graham(C), Matheny, Smith, Ballentine, Poindexter, Barber, O'Berry, Whitaker, Carlyle, Price, Clark, Brooks, Lanier, Gregory, Larkins, Farthing, Taylor.

Caswell Training School: Barker(C), Pittman, Lanier, O'Berry, Larkins, Bailey, Clark, Hudgins, Mitchell, Johnson of Duplin, Wade.

Claims: Harrelson(C), Bailey, Leary, Chaffin, Benton, Palmer, Taylor, Watkins.

Commercial Fisheries: Ruark(C), Leary, Wade, Larkins, Gregory, Daniel, Horton, Lanier, Bailey.

Congressional Districts: Hodges(C), Sanders, Palmer, Leary, Blythe, Price, Weathers, Larkins, Funderburk, Eagles, Benton, Wade.

Conservation and Development: Watson(C), Ballentine, Farthing, Evans, Sanders, Benton, Hodges, Barber, Graham, Johnson of Halifax, Blythe, Pittman, Leary, Poindexter, Daniel, Bailey, Wilson, Cole.

Consolidated Statutes: Leary(C), Matheny, Johnson of Duplin, Johnson of Halifax, Whitaker, Chaffin, Mitchell, Barber, Palmer, Daniel, Funderburk, Ruark.

Constitutional Amendments: Brooks(C), Cherry, Johnson of Duplin, Johnson of Halifax, Weathers, Gregory, Blythe, Matheny, Carlyle, Smith, Barber, Horton, Evans, Taylor.

Corporations: Smith(C), O'Berry, Sanders, Blythe, Cherry, Poindexter, Weathers, Hodges, Cole, Eagles, Matheny, Wallace.

Counties, Cities and Towns: Watkins(C), Johnson of Halifax, Price, Larkins, Funderburk, Clark, Benton, Wade, Chaffin, Currie, Wallace, Farthing, Lanier, Whitaker, Ruark, Hodges, Mitchell, Barker, Brown.

Courts and Judicial Districts: Barber(C), Carlyle, Johnson of Duplin, Sanders, Palmer, Leary, Larkins, Whitaker, Matheny, Pittman, Daniel, Horton, Johnson of Halifax, Hudgins, Hodges, Price.

Distribution of Governor's Messages: Wilson(C), Taylor, Evans, Watson, Funderburk, Chaffin, Wallace, Mitchell, Farthing, Bailey, Brock.

Education: Horton(C), Carlyle, Cherry, Weathers, Brooks, Matheny, Evans, Chaffin, McKee, Farthing, Funderburk, O'Berry, Sanders, Smith, Johnson of Duplin, Eagles, Whitaker, Barber, Wilson, Watkins, Poindexter, Brown, Graham, Ruark, Wallace, Mitchell.

Election Laws: Whitaker(C), Larkins, Matheny, Horton, Cherry, Clark, Farthing, Gregory, Smith, Palmer, Wilson, Graham, Wallace, Brock.

Engrossed Bills: Poindexter(C), Watson, Graham, Benton, Cole, Currie, Ruark, Mitchell, Brock.

Enrolled Bills: Wallace(C), Watson, Whitaker, Pittman, Bailey, Barker, Harrelson, Brown.

Federal Relations: Weathers(C), Wade, Mitchell, Lanier, Barker, Blythe, Clark, McKee, Funderburk, Daniel, Carlyle, Brooks, Watkins.

Finance: O'Berry(C), Cherry, Sanders, Carlyle, Leary, Horton, Cole, Poindexter, Blythe, Clark, Price, Larkins, Palmer, Johnson of Duplin, Graham, Harrelson, Matheny, Benton, Currie, Ballentine, Bailey, Hudgins, Gregory, Johnson of Halifax, Brown.

Immigration: Currie (C), Funderburk, Larkins, Bailey, Barker, Wilson, Gregory, Wade, Brock.

Insane Asylums: Clark(C), McKee , O'Berry, Chaffin, Wilson, Ballentine, Pittman, Palmer, Benton, Funderburk, Larkins, Hudgins, Carlyle, Watkins, Taylor, Brooks.

Institutions for the Blind: Benton(C), Ballentine, Gregory, Bailey, Hodges, Mitchell, McKee, Wallace.

Institutions for the Deaf: Wilson(C), Benton, Ballentine, Matheny, McKee, Price, Cole, Currie, Hudgins.

Insurance: Eagles(C), Hudgins, Poindexter, Clark, O'Berry, Price, Sanders, Barber, Chaffin, Wade, Palmer, Weathers, Larkins, Johnson of Duplin, Graham, Carlyle, Whitaker, Blythe, Cherry, Watkins, Smith, Brock.

Internal Improvements: Mitchell(C), Sanders, Hudgins, Lanier, Ballentine, Palmer, Matheny, Benton, Wallace, Wade, McKee, Brown.

Journal: Daniel(C), Evans, Hodges, Cole, Harrelson, Graham, Farthing, Bailey, Chaffin, Johnson of Duplin.

Judiciary Number 1: Johnson of Duplin(C), Carlyle, Daniel, Funderburk, Larkins, Lanier, Palmer, Leary, Cherry, Mitchell, Barber, Chaffin, Brooks, Gregory.

Judiciary Number 2: Sanders(C), Hudgins, Price, Horton, Johnson of Halifax, Pittman, Matheny, Wilson, Hodges, Whitaker, Taylor, Ruark, Brock.

Justices of the Peace: Cole(C), Taylor, Hudgins, Leary, Pittman, Funderburk, Harrelson, Barker, Watkins, Johnson of Duplin.

Library: Gregory(C), Weathers, Ballentine, Leary, Johnson of Halifax, Cole, Currie, Bailey, Barker, Graham, Johnson of Duplin, Ruark, Smith, Watkins, Brown.

Manufacturing, Labor and Commerce: Evans(C), Smith, Currie, Cherry, McKee, Sanders, Cole, Matheny, Price, Johnson of Halifax, Carlyle, Watkins, O'Berry, Farthing.

Military Affairs: Farthing(C), Mitchell, Blythe, Cherry, Pittman, Sanders, Funderburk, Lanier, Horton, Harrelson, Cole, Smith, Brown, Johnson of Halifax, Carlyle, Chaffin.

Mining: Bailey(C), Gregory, Matheny, Whitaker, Hodges, Farthing, Wilson, Graham, Barber, Smith.

Penal Institutions: Funderburk(C), Horton, Watkins, Evans, Wilson, Pittman, Brooks, Weathers, Eagles, Farthing, Watson, Price, Matheny, Ruark, Brock.

Pensions and Soldiers Home: Carlyle(C), Palmer, Clark, Benton, Daniel, Taylor, Whitaker, McKee.

Printing: Benton(C), Weathers, Watkins, Harrelson, Evans, McKee, Barker, Ruark, Smith, Brock.

Propositions and Grievances: Lanier(C), Funderburk, Johnson of Halifax, Evans, Brooks, Pittman, Hodges, O'Berry, Taylor, Horton, Whitaker, Barber, Eagles, Sanders, Weathers, Watson, Farthing, Palmer, Carlyle, Brock.

Public Health: Blythe(C), McKee, Lanier, Harrelson, Poindexter, Ballentine, Hudgins, Sanders, O'Berry, Weathers, Daniel, Johnson of Halifax, Barber, Currie, Cherry, Mitchell.

Public Roads: Cherry(C), Larkins, Sanders, Farthing, Chaffin, Evans, Blythe, Watson, Matheny, Price, Watkins, Ballentine, Daniel, Hodges, Barker, Currie, Cole, Graham, Bailey, O'Berry, Wilson.

Public Utilities: Matheny(C), Johnson of Halifax, Larkins, Brooks, Funderburk, Hudgins, Blythe, Hodges, Ballentine, Wade, Ruark, Chaffin.

Public Welfare: McKee(C), O'Berry, Weathers, Daniel, Pittman, Lanier, Evans, Sanders, Palmer, Ballentine, Poindexter, Eagles, Currie, Cole.

Railroads: Matheny(C), Gregory, Brooks, Daniel, Wallace, Mitchell, Taylor, Barber, Bailey, Harrelson.

Rules: Price(C), Sanders, Johnson of Duplin, Clark, Larkins, Cherry, Evans, Weathers, Horton, Carlyle, O'Berry, Eagles, Watkins, Taylor, Palmer, Blythe, Johnson of Halifax, Ballentine.

Salaries and Fees: Palmer(C), Lanier, Daniel, Blythe, Eagles, Johnson of Halifax, Ruark, Barker, Currie, Wallace, Carlyle, Whitaker, Pittman, Watson, Evans, Wade.

Senate Expenditures: Chaffin(C), Taylor, Gregory, Smith, Whitaker, Leary, Farthing, Harrelson, Watkins, Poindexter, Brown.

Senatorial Districts: Johnson of Halifax(C), Sanders, Poindexter, Barber, Watkins, Hudgins, Price, Palmer, Weathers, Gregory, Funderburk, Wilson, Currie, Cole, Brock.

Trustees of The University: Hudgins(C), O'Berry, Palmer, Gregory, Horton, Daniel, Clark, Lanier, Leary, Price, Blythe, Graham, Harrelson, McKee, Hodges, Brooks, Brown.

Unemployment Compensation: Larkins(C), Smith, Horton, Brooks, Hodges, Weathers, Currie, Eagles, Taylor, Palmer, Lanier, Whitaker, Cherry, Wilson, Hudgins, Poindexter, Wallace.

Water Commerce: Wade(C), Evans, Ruark, Leary, Horton, Daniel, Larkins, Pittman, Harrelson, Benton, Lanier, Eagles.

Recodification: Pittman(C), Carlyle, Horton, Matheny, Lanier, Larkins, Brooks, Hudgins, Price, Taylor, Gregory, Cherry, Hodges, Wilson, Sanders, Brock.

* * * * * * * * * * * *

OFFICERS OF THE HOUSE

Speaker........................John Kerr, Jr.
Principal Clerk...............Shearon Harris
Reading Clerk..............Ralph Monger, Jr.
Sergeant at Arms...............H. L. Joyner

Note: House Committees have not been announced.

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 2
January 7, 1943

Sessions: Senate--11:00 A. M.; House--11:00 A. M.
Joint session to receive Governor's address--11:30 A. M.

BILLS INTRODUCED: SENATE

SB 2. (Public) - Introduced by Taylor

"To Create a State Post-War Reserve Fund, and Making an Appropriation of Twenty Million Dollars From the General Fund of the State." (As title indicates. Fund to be invested by Governor and Council of State in bonds of the United States and North Carolina, interest and revenues to become a part of the reserve fund; bonds of North Carolina purchased for fund not to be cancelled or retired but to become part of fund; State Treasurer to be custodian of fund's investments; fund to be used only as directed by General Assembly; Governor and Council of State to make written report to General Assembly by tenth day of each regular or special session, showing receipts, disbursements and investments of funds.) Sent to Committee on Appropriations.

SB 3. (Public) - Introduced by Leary

"To Extend the Minimum School Term Required by Article IX of the Constitution of North Carolina to Embrace a Total of One Hundred and Eighty Days of School." (Would extend school term to 180 days in every county and district so requesting for a uniform nine months term. State Board of Education empowered to suspend operation for last forty days of the term when the low daily average attendance justifies, or when necessity requires. Balance of funds allocated to operate the last 40 days, which was not actually operated as planned, to remain in the State Treasury and become a part of the State School Fund. Compare to HB 1.) Sent to Committee on Education.

BILLS INTRODUCED: HOUSE

HB 4. (Local - Caldwell) - Introduced by Pritchett

"To Reduce the Corporate Limits of the Town of Rhodhiss and to Amend the Charter of Said Town, Being Chapter 84 of the Private Laws of 1903, as amended by Chapter 104 of the Private Laws of 1905." (Sets out territory to be embraced in new corporate limits; would permit maintainance of jail outside corporate limits, police jurisdiction one-fourth mile beyond corporate limits; vests tax levying power in town commissioners.) Sent to Committee on Counties, Cities and Towns.

HB 5. (Public) - Lumpkin and Kerr
"To Create a State Post-War Reserve Fund, and Making an Appropriation of Twenty Million Dollars from the General Fund of the State." (As title indicates. See SB 2 above.)

HB 6. (Local - Cumberland) - Stringfield and Cook
"To Amend the Fayetteville Primary Election Law." (Provides for nomination of aldermen only by qualified voters in the respective wards.) Sent to Committee on Elections and Election Laws.

HB 7. (Local - Currituck) - Boswood
"To Appoint Newton N. Hampton Special Deputy Sheriff and Tax Collector for Crawford Township in Currituck County, and to Fix his Salary and Term of Office." (As title indicates.) Passed three readings and sent to Senate.

HB 8. (Public) - Feree.
"To Require Notices Mailed to All Parties Holding Recorded Mortgages or Deeds of Trust Upon Land Being Foreclosed." (Would require mortgagee or trustee to send notice by registered mail to last known address.) Sent to Committee on Judiciary No. 1.

HB 9. (Public) - Feree
"To Require Notices Mailed to All Defendants in Divorce Actions." (Where service upon defendant is by publication, plaintiff would be required to send copy of complaint to defendant at last known address by registered mail. Fact of mailing could be shown by affidavit or oral testimony.) Sent to Committee on Judiciary No. 1.

SENATE CALENDAR ACTION

Bills received from House and passed three readings:
HB 2 ("To Fill a Vacancy in the Membership of the Board of Welfare of Burke County.)

HOUSE CALENDAR ACTION

Bills passed three readings and sent to Senate:
HB 7 (See above)

Next sessions: House and Senate, January 8, 1943, 10:00 A. M.

ADDRESS OF GOVERNOR BROUGHTON TO JOINT SESSION OF GENERAL ASSEMBLY

January 7, 1943

SUMMARY OF RECOMMENDATIONS AND VIEWS

To the end that North Carolina can say to its returning sons, "We, too, have kept the faith," the Governor today made his recommendations to the war-time Legislature, and pointed out the circumstances which make it desirable that the session be not "unduly prolonged."

War Legislation: Legislation essential to the proper conduct of the State's part in the war effort should receive priority. In this category is the passage of legislation necessary to Selective Service work and adequate financial provision for Civilian Defense work and the State Guard. Pointing out the necessity for war powers for the Governor and the Council of State in relation to the use of the highways, load regulations, handling and transporting explosives, labor regulations, school regulations, health regulations, highway patrol, and transportation and utility problems, Governor Broughton announced the drafting of a war powers bill by the Attorney General.

Revenue and Appropriations: The Governor called attention to the thirty million dollar General Fund surplus and recommended: that taxes not be increased; that twenty of the thirty millions, and additional surplus funds accruing later, be set aside as a POST-WAR RESERVE FUND and invested in Federal and State bonds or securities, a bill to this effect having been prepared by the Attorney General; that teachers' and state employees' salaries be increased as of January 1, 1943, to meet the rising cost of living; and that the policy of having a permanent Revenue Act be continued.

Highway Commission: The Governor recommended, in view of the decreasing highway revenues, that the Legislature confer full authority on the Governor and Council of State at the expiration of the war to cancel highway bonds owned by the State and held in a reserve fund and to issue new highway construction bonds to the extent of two-thirds of the bonds cancelled and redeemed during the biennium, to the end of building and repairing roads at the close of the war and furnishing post-war employment.

Public Schools: Adequate appropriations for public schools and institutions for higher learning were urged, and the nine months term for all schools was strongly recommended, along with more stringent compulsory attendance requirements. Governor Broughton urged the enactment of the promised modifications to the school commission amendment.

State Institutions: In answer to the condition revealed by the Morganton investigation, the Governor recommended an unified board of control for all the State's institutions for the treatment of the mentally ill, and urged substantial increases in appropriations for all those institutions.

Other Agencies and Departments: Governor Broughton recommended that the Commissioner of Agriculture and the Commissioner of Labor be placed on an equal plane as to authority and compensation and that a Constitutional amendment be submitted making both officers members of the Council of State.

Reviewing the situation in the Revenue Department which allowed last year's shortage scandals, the Governor recommended that adequate provision be made to give that department a sufficient auditing and accounting personnel to guarantee prompt and efficient handling of all tax accounts and collections.

Anticipating that the burden of welfare work will shift from the Federal Government to the State and local units, the Governor recommended adequate provision for essential welfare work, but discouraged the idea of a State relief roll in this period of ample employment opportunities.

Particular attention was called to the work, in the war period, of the mining and minerals division of the Board of Conservation and Development, the Historical Commission, and the agricultural extension service and State College experiment station.

General Recommendations:

1. Appropriation for State aid to public libraries.
2. Establishment of a training school for delinquent Negro girls.
3. Endorsement of the recommendations of the State Board of Elections concerning the absentee ballot act and the enactment of a statute penalizing persons having official ballots on their person prior to election.
4. Adoption of "The North Carolina Code of 1943" by legislative enactment. (A codification of existing statutory laws.)
5. Complete review of the situation with regard to the sale of "light wines" and "fortified wines" and enactment of such legislation as will insure adequate regulation of the sale of wine.
6. Authorization of the Council of State to allocate from the Contingency and Emergency Fund sufficient funds to implement and effectuate the work of the State Planning Board, with a view to post-war planning.
7. Enactment of legislation authorizing local units of government to provide for and set up funds for post-war planning.
8. Requiring all licensing boards collecting money under the authority of and in the name of the State to deposit such money with the State Treasurer, the expenditure of such money to conform to the provisions of the State Budget Act.

#

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 3
January 8, 1943

Sessions: Senate--10:00 A. M.; House--10:00 A. M.

BILLS INTRODUCED: SENATE

SB 4. (Public) - Brooks

"To relieve partnerships, firms and corporations from paying income tax on contributions to Red Cross, Boy Scouts, religious and other charitable associations by amending subsection (9) of section 322, and striking out subsection (d) and subsection (i) of section 323 of the Revenue Act of 1939 as amended, and being chapter 158 of the Public Laws of 1939." (As title indicates. Would extend to partnerships, firms and corporations the same deductions for income tax purposes with respect to gifts to charitable corporations as allowed to individuals.) Sent to Committee on Finance.

BILLS INTRODUCED: HOUSE

HB 10. (Local - Currituck) - Boswood

"To repeal ch. 316 of the Public Local Laws of 1941 relating to the salary of the deputy sheriff of Currituck County assigned to and residing in Crawford township." (As title indicates.) Sent to Committee on Salaries and Fees.

HB 11. (Local - Hertford) - Vann

"To prohibit the sale of intoxicating beverages in Hertford County between the hours of eleven o'clock P. M. on Saturdays and six o'clock A. M. on Monday." (Both buyer and seller would be guilty of misdemeanor.) Sent to Committee on Finance.

SENATE CALENDAR ACTION

Bills received from the House:

HB 7 (Local - Currituck) (Appointing Newton N. Hampton special deputy sheriff in Crawford township.) Sent to Committee on Counties, Cities and Towns.

HOUSE CALENDAR ACTION

None.

Next sessions: Senate, January 9, 1943, 10:00 A. M. (Local bills only.)
House, January 9, 1943, 11:00 A. M. (Local bills only.)

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA
P. O. BOX 1657
TELEPHONE 33361
FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 4
January 9, 1943

Sessions: Senate--10:00 A. M.; House--11:00 A. M.

BILLS INTRODUCED: SENATE

None.

BILLS INTRODUCED: HOUSE

None.

SENATE CALENDAR ACTION

Committee Reports:

Committee on Appropriations: SB 2 (State Post-War Reserve Fund) Recommended to pass as amended. Amendment inserts $22,000,000.00 in lieu of $20,000,000.00 as the amount of the Fund.

HOUSE CALENDAR ACTION

None.

Next sessions: Senate and House, January 11, 1943, 8:00 P. M.

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 5
January 11, 1943

Sessions: Senate--8:00 P. M.; House--8:00 P.M.

BILLS INTRODUCED: SENATE

SB 5. (Senate Resolution) - Barber, Taylor and Ballentine
(Resolution adopted January 8, 1943, expressing sympathy to Wilkins P. Horton for illness of his wife.)

SB 6. (Public) - Leary
"To reduce the punishment for capital felonies from death to life imprisonment when recommended by the jury." (As title indicates, adding this provision to sections 4200 and 4204 of Consolidated Statutes.) Sent to Committee on Judiciary No. 1.

SB 7. (Public) - Chaffin
"To amend section four thousand six hundred fifty-seven and four thousand six hundred fifty-eight of the Consolidated Statutes substituting death by electrocution in place of death by lethal gas in North Carolina." (As title indicates. Also changes words "asphyxiated" and "asphyxiation" and substitutes "electrocuted" and "electrocution" in section 4660. Would apply only to crimes committed after the effective date of the Act.) Sent to Committee on Judiciary No. 1.

SB 8. (Public) - Taylor
"To authorize the Governor and State Treasurer, with the approval of the Council of State, to invest funds in the State Treasury in excess of the amount required to meet the current needs of the State in interest bearing securities of the State and Federal governments." (As title indicates. State Treasurer to include in his biennial reports to the General Assembly, a statement of all funds invested, the nature and character of investments therein, and the revenues derived therefrom, and other pertinent information for the full information of the General Assembly.) Sent to Committee on Appropriations.

BILLS INTRODUCED: HOUSE

HB 12. (Public) - Abernethy
"To provide a twenty per cent increase in the salaries of the teachers, principals, and superintendents in the public schools of North Carolina." (Salary received by each such person would be twenty per cent more than that to which he would be entitled under the uniform salary schedule existing for biennium 1941-43; to be retroactive beginning January 1, 1943.) Sent to Committee on Education.

HB 13. (Public) - Halstead
"To authorize the execution and delivery of deeds in the exercise of powers of sale in deeds of trust or mortgages if foreclosure sales have been conducted within the period allowed by the statute of limitations." (Provides that mortgagees and trustees under deeds of trust and mortgages may execute and deliver deeds in consummation of foreclosure sales held within the statutory period for bringing foreclosure actions, whether or not resales are held; also brings up to date of ratification the validating provision of C. S. 2584(a).) Sent to Committee on Judiciary No. 1.

HB 14. (Local - Currituck) - Boswood
"To repeal Chapter 101 of the Public-Local Laws of 1939, the same being an Act to require the sheriff of Currituck County to appoint a deputy sheriff for Moyock township in said county." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 15. (Public) - Caveness and Moseley
"To provide for sick leave with pay for any teacher or principal in the public school system of North Carolina." (State Board of Education authorized to make provision for sick leave with pay not exceeding ten days of school year, and to promulgate rules and regulations governing the leaves and substitutes necessitated by such leaves.) Sent to Committee on Education.

HB 16. (Public) - Lumpkin
"To authorize the Governor and State Treasurer, with the approval of the Council of State, to invest funds in the State Treasury in excess of the amount required to meet the current needs of the State in interest bearing securities of the State and Federal governments." (See Senate Bill 8, above.) Sent to Committee on Finance.

SENATE CALENDAR ACTION

Bills passed second and third readings: SB 2 (State Post-War Reserve)
Adopted as amended by committee, title amended from the floor, passed second and third readings, and sent to House without engrossment.

HOUSE CALENDAR ACTION

Bills received from the Senate: SB 2. (Public) - (State Post-War Reserve.)
Sent to Committee on Appropriations.

The Speaker of the House, John Kerr, Jr., tonight announced the House Committees.

Next Sessions: (January 12, 1943) Senate and House: 12:00 Noon.

#

INSTITUTE OF GOVERNMENT
Legislative Bulletin Service
January 11, 1943

OFFICERS OF THE HOUSE

Speaker..............................John Kerr, Jr.
Principal Clerk......................Shearon Harris
Reading Clerk........................Ralph Monger, Jr.
Sergeant at Arms.....................H. L. Joyner

HOUSE COMMITTEES

(As announced today by Speaker of the House, John Kerr, Jr.)

Agriculture: Pearsall(C), Poole, Askew, Avant, Blalock, Boswood, Bridger, Brown, Buie, Burgin, Cherry, Cohoon, Cover, Davis, Edwards of Greene, Everett, Falls, Fountain, Galloway, Gass, Gibbs, Graham, Harris, Jackson, Jernigan, Moore of Wilson, McAuley, McLamb, Palmer, Paschal, Quinn, Rabb, Reynolds, Rountree, Sellars, Spruill, Sumner, Vann, Wallace of Johnston, Woods, Wooten, Deal, McCoury, Stewart.

Appropriations: Stone(C), Richardson, Abernethy, Askew, Avant, Bender, Bennett, Boswood, Brawley, Brown, Buie, Cover, Davis, Dolley, Edwards of Swain, Falls, Galloway, Gobble, Graham, Halstead, Hancock, Harris, Hatch, Horner, Hudson, Jackson, Jernigan, Loftin, Lumpkin, Moseley, McAuley, McDonald, McDougle, Paschal, Pearsall, Price, Pritchett, Reynolds, Rogers, Rountree, Rutledge, Sellars, Shreve, Shuford, Smith, Spruill, Stoney, Stringfield, Tompkins, Turner of Guilford, Turner of Iredell, Wallace of Johnston, Wallace of Lenoir, White of Perquimans, Woods, Worthington, Hutchins, Long, Story.

Banks and Banking: Ramsey(C), J. LeRoy Allen, Bost, Caveness, Gobble, Graham, Grimes, Hancock, Harris, Kermon, Loftin, Palmer, Paschal, Pearsall, Pritchett, Ritch, Rogers, Rountree, Rutledge, Sellars, Shreve, Uzzell, Ward, Wooten, Long.

Commercial Fisheries: Fearing(C), Sumner, J. LeRoy Allen, Arthur, Askew, Boswood, Brown, Davis, Gibbs, Grimes, Halstead, McLamb, Rogers, Rowe, Turner of Iredell, Vann, White of Perquimans, Blevins, Deal.

Congressional Districts: McDougle(C), Woods, Abernethy, Askew, Avant, Cover, Dolley, Edwards of Greene, Fulghum, Graham, Greene, Harris, Jackson, Marshall, Paschal, Quinn, Rabb, Sellars, Smith, Tompkins, Tonissen, Turner of Iredell, Umstead, White of Chowan, White of Perquimans, Morton.

Conservation & Development: Edwards of Greene(C), Askew, J. LeRoy Allen, Arthur, Bender, Blalock, Boswood, Bridger, Buie, Cohoon, Cover, Craig, Davis, Everett, Fearing, Fulghum, Gibbs, Griffin, Grimes, Horner, Kermon, Midgett, Moore of Scotland, McDonald, McDougle, McLamb, Palmer, Paschal, Pearsall, Poole, Pritchett, Rabb, Reynolds, Rountree, Rutledge, Shuford, Stone, Stringfield, Tompkins, Tonissen, Turner of Guilford, Vann, Wallace of Lenoir, White of Chowan, White of Perquimans, Woods, Ferree, Hutchins, Stewart, Constitutional Amendments: Arch T. Allen(C), Bost, Bridger, Burns, Craig, Dolley, Edwards of Swain, Fountain, Hudson, Moore of Scotland, Paschal, Ramsey, Richardson, Shreve, Shuford, Stringfield, Taylor, Turner of Guilford, Watkins, White of Chowan, Long, Story.

Corporations: Uzzell(C), Fountain, Barker, Bost, Bridger, Caveness, Cook, Craig, Dellinger, Dobson, Edwards of Swain, Gass, Griffin, Hudson, Lumpkin, Moore of Wilson, Paschal, Pearsall, Richardson, Rowe, Shuford, Ward, Watkins, Worthington, Morton.

Counties, Cities and Towns: Burgin(C), Stringfield, Arthur, Avant, Bender, Boswood, Bridger, Buie, Cohoon, Cover, Edwards of Greene, Edwards of Swain, Everett, Falls, Fountain, Fulghum, Galloway, Gass, Gobble, Graham, Greene, Grimes, Halstead, Hatch, Kermon, Loftin, Lumpkin, Moseley, McAulay, Pearsall, Poole, Rabb, Richardson, Ritch, Rountree, Rowe, Smith, Spruill, Stone, Sumner, Taylor, Vann, Watkins, Wooten, Deal, Long, Story.

Courts and Judicial Districts: Watkins(C), Davis, Bender, Bost, Burns, Cook, Dolley, Edwards of Swain, Falls, Fountain Graham, Griffin, Grimes, Halstead, Harris, Hatch, Hudson, Jernigan, Loftin, Marshall, McDougle, Price, Quinn, Ramsey, Richardson, Shreve, Stone, Stoney, Taylor, Turner of Guilford, Ward, Watkins, Burleson, Ferree.

Drainage: Paschal(C), McLamb, Bender, Bridger, Davis, Fearing, Gibbs, Graham, Jackson, Quinn, Rountree, Stone, Sumner, White of Chowan, White of Perquimans, Honeycutt.

Education: Reynolds(C), Hancock, Arch T. Allen, J. LeRoy Allen, Askew, Boswood, Brawley, Brown, Burgiss, Burns, Dellinger, Edwards of Greene, Edwards of Swain, Everett, Falls, Fountain, Galloway, Graham, Halstead, Horner, Jackson, Kermon, Loftin, Lumpkin, Moore of Scotland, Moore of Wilson, Moseley, McDonald, McDougle, Palmer, Paschal, Price, Pritchett, Quinn, Rabb, Richardson, Ritch, Rountree, Rowe, Rutledge, Sollars, Shuford, Smith, Spruill, Stoney, Taylor, Tompkins, Turner of Guilford, Umstead, Uzzell, Vann, Wallace of Johnston, Ward, Worthington, Alexander, Blevins, Burleson.

Elections and Election Laws: Stoney(C), Rowe, Abernethy, Bennett, Blalock, Bost, Bridger, Burgin, Burgiss, Cherry, Cohoon, Dobson, Edwards of Greene, Edwards of Swain, Greene, Jackson, Kermon, Marshall, McLamb, Palmer, Paschal, Pritchett, Rabb, Rogers, Spruill, Taylor, Tompkins, Uzzell, Watkins, Burleson.

Engrossed Bills: Boswood(C), Barker, Burgin, Burns, Cherry, Cover, Craig, Dobson, Galloway, Griffin, Jackson, Lumpkin, Marshall, Midgett, Ramsay, Rogers, Stringfield, Tompkins, Tonissen, Turner of Iredell.

Expenditures of the House: Poole(C), Cover, Abernethy, J. LeRoy Allen, Barker, Bender, Burgin, Cherry, Fountain, Gobble, Harris, Marshall, Moore of Scotland, Spruill, Stone, Wooten, Morton.

Federal Relations: Harris(C), Rutledge, Abernethy, Arthur, Avant, Bennett, Brawley, Brown, Burgin, Cherry, Cook, Dobson, Falls, Galloway, Gibbs, Griffin, Hatch, Kermon, Reynolds, Wallace of Johnston, Watkins, White of Chowan, Worthington, Long.

Finance: Wallace of Lenoir(C), Caveness, Arch T. Allen, J. LeRoy Allen, Arthur, Barker, Blalock, Bost, Bridger, Burgin, Burgiss, Burns, Cohoon, Cook, Craig, Dellinger, Dobson, Edwards of Greene, Everett, Fearing, Fountain, Fulghum, Gass, Gibbs, Griffin, Grimes, Kermon, Marshall, Midgett, Moore of Scotland, Moore of Wilson, Palmer, Poole, Pritchett, Quinn, Rabb, Ramsey, Ritch, Rowe, Spruill, Stone, Sumner, Taylor, Tonissen, Turner of Guilford, Umstead, Uzzell, Vann, Ward, Watkins, White of Chowan, Wooten, Ferree, Honeycutt, Morton.

Game: Moore of Wilson(C), Brown, Abernethy, Blalock, Boswood, Brawley, Bridger, Buie, Burgin, Burgiss, Burns, Cohoon, Davis, Edwards of Greene, Fearing, Greene, Grimes, Hatch, Marshall, Moore of Scotland, McAulay, McDonald, Paschal, Poole, Pritchett, Quinn, Rabb, Ramsey, Rogers, Rountree, Rowe, Shreve, Shuford, Stone, Sumner, Tonissen, Turner of Guilford, Uzzell, Wallace of Johnston, Wallace of Lenoir, White of Perquimans, Woods, Deal, Stewart.

Health: Wooten(C), Rogers, J. LeRoy Allen, Avant, Barker, Bennett, Bridger, Brown, Buie, Burgin, Burgiss, Cook, Craig, Dobson, Everett, Fulghum, Gobble, Hancock, Harris, Kermon, Lumpkin, Midgett, Moore of Wilson, Price, Ramsey, Richardson, Ritch, Smith, Turner of Iredell, Umstead, Vann, White of Chowan, Hutchins.

Higher Education: Ward(C), Barker, Abernethy, J. LeRoy Allen, Bender, Bridger, Buie, Cohoon, Cover, Craig, Dolley, Gass, Greene, Griffin, Hudson, Jernigan, Midgett, Ramsey, Reynolds, Ritch, Shreve, Stringfield, Sumner, Turner of Iredell, Watkins, Wooten.

Institutions for the Blind: Pritchett (C), Shreve, Arch T. Allen, Avant, Bender, Blalock, Brawley, Brown, Fountain, Gobble, Hatch, Hudson, Jernigan, McDougle, McLamb, Rogers, Spruill, Umstead, White of Chowan, Woods, McCoury.

Institutions for the Deaf: Palmer(C), Stoney, Arthur, Barker, Bennett, Blalock, Buie, Cherry, Kermon, Moore of Wilson, Rogers, Shreve, Spruill, Woods, Wooten, Hutchins.

Insurance: Turner of Guilford(C), Galloway, Arch T. Allen, Bost, Brawley, Bridger, Burgin, Burns, Caveness, Dellinger, Edwards of Swain, Everett, Fearing, Fulghum, Gibbs, Gobble, Hancock, Loftin, Midgett, McAulay, McDougle, Pearsall, Price, Pritchett, Quinn, Ramsey, Reynolds, Rutledge, Smith, Stone, Stoney, Sumner, Turner of Iredell, Umstead, Woods, McCoury, Story.

Interstate Cooperation: Rowe(C), McDougle, Falls, Horner, Richardson.

Journal: Askew(C), Gibbs, Abernethy, Burgiss, Cherry, Cook, Galloway, Graham, Griffin, Loftin, McDonald, Tonissen, White of Chowan, Morton.

Judiciary No. 1: Taylor(C), Barker, Arch T. Allen, Bost, Bridger, Burns, Caveness, Cook, Craig, Falls, Grimes, Halstead, Kermon, Lumpkin, Moore of Wilson, McDougle, Pearsall, Pritchett, Ramsey, Turner of Guilford, Wallace of Lenoir, Ward, White of Chowan, Story.

Judiciary No. 2: Richardson(C), Worthington, Bender, Brawley, Davis, Dellinger, Dolley, Edwards of Swain, Fountain, Griffin, Hancock, Hatch, Hudson, Jernigan, Loftin, Moseley, McLamb, Ritch, Rutledge, Shreve, Stringfield, Uzzell, Wallace of Johnston, Watkins, Ferree.

Manufactures and Labor: Horner(C), Marshall, J. LeRoy Allen, Arthur, Askew, Blalock, Bost, Brawley, Bridger, Burns, Burgin, Caveness, Dellinger, Dobson, Falls, Gass, Gibbs, Gobble, Greene, Hancock, Hatch, Kermon, Moore of Scotland, McDonald, Palmer, Poole, Price, Quinn, Richardson, Ritch, Rowe, Rutledge, Sellars, Shuford, Sumner, Taylor, Wallace of Johnston, Worthington, Alexander, Ferree.

Mental Institutions: Spruill(C), Stoney, J. LeRoy Allen, Bennett, Blalock, Bridger, Cherry, Davis, Dobson, Edwards of Greene, Falls, Fulghum, Gass, Greene, Griffin, Grimes, Hatch, Horner, Lumpkin, Moore of Scotland, McDougle, Pritchett, Rabb, Reynolds, Ritch, Shreve, Smith, Turner of Iredell, Wallace of Lenoir, White of Perquimans, Wooten, Worthington, Hutchins, Morton.

Military Affairs: Caveness(C), Kermon, Abernethy, Arthur, Brawley, Bridger, Brown, Burgin, Burns, Cohoon, Craig, Dodson, Everett, Fearing, Graham, Hancock, Horner, Marshall, Midgett, Moseley, Pools, Reynolds, Richardson, Ritch, Stoney, Umstead, Ward, Woods.

Oyster Industry: Gibbs(C), White of Chowan, Askew, Boswood, Bridger, Cohoon, Davis, Dolley, Fearing, Greene, Griffin, Grimes, Halstead, Hatch, McAulay, McLamb, Vann, Wallace of Johnston, Ward, Honeycutt, Deal.

Penal Instructions: Everett(C), Palmer, J. LeRoy Allen, Avant, Bennett, Bridger, Edwards of Greene, Falls, Fearing, Fulghum, Gass, Gibbs, Hancock, Hudson, Lumpkin, Marshall, Moseley, McLamb, Pritchett, Ramsey, Reynolds, Ritch, Shuford, Smith, Spruill, Stoney, Sumner, White of Chowan, Wooten, Alexander, Honeycutt.

Pensions: Abernethy(C), Loftin, Barker, Bennett, Blevins, Brown, Cherry, Galloway, Greene, Kermon, Moore of Scotland, McDougle, Quinn, Rabb, Sellars, Tompkins, Turner of Guilford, White of Perquimans, Woods, Worthington, Hutchins.

Propositions and Grievances: Brawley(C), Rabb, Arch T. Allen, Bridger, Caveness, Cook, Dellinger, Edwards of Greene, Edwards of Swain, Everett, Fearing, Galloway, Gass, Gibbs, Midgett, Pearsall, Poole, Quinn, Richardson, Rowe, Shuford, Turner of Guilford, Wallace of Lenoir, Watkins, Burleson, Deal.

Public Utilities: Dobson(C), Woods, Arch T. Allen, Barker, Blalock, Bost, Bridger, Burgin, Burgiss, Edwards of Swain, Fountain, Fulghum, Gibbs, Grimes, Hatch, Hudson, Kermon, Loftin, Lumpkin, Marshall, McDonald, McDougle, Richardson, Turner of Guilford, Turner of Iredell, Uzzell, Wallace of Johnston, Wallace of Lenoir, Ward, Blevins, Honeycutt, Morton.

Public Welfare: Bender(C), Griffin, Abernethy, J. LeRoy Allen, Bennett, Brawley, Burgiss, Cherry, Cover, Craig, Davis, Dobson, Dolley, Fulghum, Galloway, Gass, Gobble, Greene, Harris, Jackson, Moseley, McDonald, Palmer, Price, Rogers, Rowe, Shuford, Smith, Stoney, Tompkins, Tonissen, Vann, White of Perquimans, Woods, Blevins, Burleson, Hutchins.

Recodification: Halstead(C), Grimes, Arch T. Allen, Barker, Craig, Davis, Hancock, Hudson, Lumpkin, Moseley, Pritchett, Ramsey, Richardson, Stringfield, Taylor, Uzzell, Wallace of Lenoir, Worthington, Ferree, Story.

Roads: Bridger(C), Vann, Arch T. Allen, Askew, Avant, Blalock, Bost, Brawley, Buie, Burgiss, Caveness, Cohoon, Craig, Edwards of Greene, Edwards of Swain, Everett, Falls, Fearing, Fulghum, Gass, Halstead, Harris, Hatch, Jackson, Midgett, McAulay, McDonald, Palmer, Pearsall, Poole, Price, Quinn, Rabb, Richardson, Ritch, Rowe, Sellars, Spruill, Stone, Stoney, Taylor, Tonissen, Uzzell, Wallace of Lenoir, Watkins, White of Perquimans, Woods, Worthington, Alexander, Ferree, Honeycutt, McCoury, Stewart.

Salaries and Fees: Edwards of Swain(C), Dolley, Bennett, Boswood, Buie, Cook, Fulghum, Greene, Jernigan, Moore of Scotland, Moseley, McDonald, Poole, Spruill, Umstead, Uzzell, White of Perquimans, Worthington, Burleson, McCoury.

Senatorial Districts: Cook(C), Rountree, J. LeRoy Allen, Arthur, Avant, Burgin, Burgiss, Cover, Dellinger, Harris, Midgett, Moore of Scotland, Moore of Wilson, Price, Ramsey, Rogers, Stringfield, Tompkins, Tonissen, Watkins, Long, Stewart.

Unemployment Compensation: Lumpkin(C), Falls, J. LeRoy Allen, Barker, Bost, Bridger, Burgin, Caveness, Cherry, Dobson, Dolley, Fulghum, Galloway, Gobble, Halstead, Horner, Kermon, Marshall, McAulay, Palmer, Price, Richardson, Ritch, Rowe, Rutledge, Shuford, Stone, Stringfield, Vann, White of Perquimans, Alexander, Morton.

Enrolled Bills: Quinn(C), Shuford, Arch T. Allen, Askew, Cook, Jernigan, Loftin, Moseley, McDonald, Rountree, Sellars, Smith, Tompkins, Tonissen, Turner of Iredell, Vann, Blevins, Long.

Justices of the Peace: Ritch(C), Arthur, J. LeRoy Allen, Bender, Bridger, Burgin, Burns, Dellinger, Edwards of Greene, Falls, Galloway, Griffin, Grimes, Hudson, Loftin, McLamb, Richardson, Smith, Tompkins, Turner of Iredell, Wallace of Johnston, Watkins, Woods, McCoury, Stewart.

Library: Hatch(C), White of Perquimans, Askew, Boswood, Burgin, Burgiss, Caveness, Fearing, Fulghum, Greene, Halstead, Horner, Jernigan, Moore of Scotland, Moseley, Price, Pritchett, Quinn, Rountree, Rutledge, Sellars, Shreve, Smith, Spruill, Stone, Wallace of Johnston, Worthington, Alexander, Deal.

Printing: Rogers(C), Moore of Scotland, Arthur, Avant, Bennett, Brown, Gobble, Graham, Horner, Midgett, McAulay, Palmer, Paschal, Price, Tompkins, Tonissen, White of Perquimans, Blevins, Long.

Public Buildings and Gounds: Blalock(C), Spruill, Askew, Boswood, Cohoon, Cook, Cover, Dellinger, Dobson, Dolley, Edwards of Greene, Gass, Hancock, Jackson, Jernigan, Marshall, Pearsall, Poole, Pritchett, Rogers, Stone, Story, Stringfield, Taylor, Uzzell, Ward, McCoury.

Trustees of The University: Umstead(C), Wallace of Johnston, Abernethy, Arch T. Allen, Bridger, Caveness, Craig, Everett, Fountain, Gibbs, Hancock, Horner, Hudson, Lumpkin, Marshall, Moore of Wilson, McAulay, Pearsall, Poole, Price, Pritchett, Ramsey, Reynolds, Ritch, Shuford, Spruill, Stoney, Taylor, Turner of Guilford, Turner of Iredell, Wallace of Lenoir, Ward, Alexander, Honeycutt, Story.

(Note: On the following Committees, the member whose name follows that of the Chairman is the Vice-Chairman: Agriculture, Appropriations, Banks and Banking, Conservation and Development, Counties, Cities and Towns, Courts and Judicial Districts, Education, Elections and Election Laws, Finance, Health, Insurance, Manufactures and Labor, Propositions and Grievances, Public Utilities, Public Welfare, Roads, and Unemployment Compensation.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 6
January 12, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 9. (Public) - O'Berry

"The Budget Revenue Bill of 1943." (See HB 19.) Sent to Committee on Finance.

SB 10. (Public) - O'Berry

"To amend the Machinery Act of one thousand nine hundred and thirty-nine, the same being chapter three hundred and ten (310) of the Public Laws of one thousand nine hundred and thirty-nine (1939), as amended and supplemented by chapters thirty-six (36), one hundred and twenty-five (125), two hundred and twenty-one (221), two hundred and eighty-two (282), and three hundred and twenty-seven (327) of the Public Laws of one thousand nine hundred and forty-one (1941), and as otherwise amended." (Amends section 600 by: striking out of section 600 exemption from ad valorem taxation of real property "indirectly" owned by the federal and state governments and makes such property subject to taxation for the year 1943; strikes subsection (7), which formerly exempted property beneficially belonging to churches and other benevolent institutions where the income from the property was used exclusively for benevolent, religious, charitable, or educational purposes; amends subsection (8) by confining exemptions from taxation of real property owned by foreign religious, charitable, educational, literary, patriotic, or historical institutions to such property as is used exclusively for such purposes, the use of the income from the property no longer to afford ground for exemption.) Sent to Committee on Finance.

SB 11. (Public) - Taylor

"To make appropriations for the maintenance of the State's departments, bureaus, institutions, and agencies, and for other purposes." (The Budget Appropriation Bill for the Biennium 1943-1945. Would fix appropriations as follows:

	1943-44	1944-45
Legislative....................	$	$ 200,000
Judicial.......................	478,823	477,629
Executive and Administrative...	3,264,182	3,215,958
Educational Institutions.......	3,663,647	3,397,033
Charitable and Correctional Institutions................	3,188,963	2,963,546

State Aid and Obligations..........	$4,446,582	4,353,871
Pensions...........................	200,350	190,525
Contingency and Emergency..........	750,000	750,000
Public Schools.....................	35,044,690	34,459,758
Debt Service (General Fund)........	5,223,337	5,196,234
Agriculture........................	558,888	544,764
Highway and Public Works...........	16,984,575	17,984,575
Debt Service (Highway Fund)........	7,940,022	7,734,458

Sent to Committee on Appropriations.

SB 12. (Public) - Taylor

"To make supplemental appropriations for the State's departments, bureaus, institutions, and agencies, and for the specific purpose of providing a War Bonus for public school teachers and other State employes." (Makes supplemental appropriations as follows:

	1942-43
Judicial............................	$1,197
Executive and Administrative.........	107,488
Educational Institutions.............	301,452
Charitable and Correctional Institutions........................	146,808
State Aid and Obligations............	4,861
Public Schools.......................	1,094,023
Agriculture..........................	14,124

Provides a sliding scale for War Bonus payments, depending on present salaries, for public school teachers and other State employes. It does not apply to persons employed on a part-time or temporary basis or to persons employed in institutional summer schools. Special funds operated out of federal or private funds may secure the benefits of the War Bonus plan, provided funds are furnished by the sponsor.) Sent to Committee on Appropriations.

SR 13. (Senate Resolution) - Leary

"A resolution prohibiting the making of motions during the business hours of the Senate to extend the courtesies of the floor, the galleries or the lobby to any visitor." (As the title indicates, but restricts only Senators and not the presiding officer.) Sent to Committee on Rules.

SB 14. (Public) - Pittman

"Revising and consolidating the public and general statutes of the State of North Carolina." (The Legislative Edition of the North Carolina Code of 1943 was submitted for adoption.) Sent to Committee on Recodification.

SB 15. (Public) - Daniel

"To establish procedure for issuance of a certificate of title to the heirs or devisees of land registered under chapter forty-seven of the Consolidated Statutes of North Carolina, upon the death of the registered owner of same." (As title indicates.) Sent to Committee on Judiciary No. 1.

SB 16. (Local - Halifax) - Johnson of Halifax
"To provide for a more uniform representation of the people of Halifax County on the Board of County Commissioners." (Raises number of commissioners to ten and names temporary members to bring the present board to that number. Provides six county commissioner districts and sets procedure for next board election. To take effect first Monday in March, 1943.) Sent to Committee on Counties, Cities and Towns.

SB 17. (Public) - Johnson of Duplin
"To validate transcripts of judgments certified in the name of deputy clerks of the Superior Court." (As title indicates. Would not apply to pending actions.) Sent to Committee on Judiciary No. 1.

BILLS INTRODUCED: HOUSE

HR. 17. (Resolution) - Spruill and Kerr
Resolution to the family of the late Mrs. Clyde R. Hoey, expressing sympathy for her death. Passed three readings and sent to Senate.

HB 18. (Public) - Wallace of Lenoir
"To amend the Machinery Act of 1939, the same being chapter 310 of the Public Laws of 1939, as amended and supplemented by chapters 36, 125, 221, 282, and 327 of the Public Laws of 1941, and as otherwise amended." (See SB 10.) Sent to Committee on Finance.

HB 19. (Public) - Wallace of Lenoir
"To amend and supplement the Revenue Act of 1939, the same being chapter 158 of the Public Laws of 1939, as amended and supplemented by chapters 50, 504, and 331 of the Public Laws of 1941, and as otherwise amended." Sent to Committee on Finance.

DIGEST OF AMENDMENTS

REVENUE BILL OF 1943

INHERITANCE TAX - ARTICLE I, SCHEDULE A
Sec. 1(a) Makes proceeds of life insurance policies upon which insured has paid part or all of the premiums, payable at or after his death to his estate or beneficiaries, taxable, subject to exemptions provided in section 2.

(b) Extends exemption as to proceeds of policies of insurance and Adjusted Service Certificates paid by the U. S. Government or its agencies to the estate or beneficiaries of any person who has served in the armed forces of the United States or in the Merchant Marine during the first or second World War.

(c) Makes includible in the gross estate of a decedent the proceeds of life insurance policies which have been assigned irrevocably or otherwise by decedent and no incidents of ownership retained, whether or not decedent applied for insurance, where decedent paid directly or indirectly any part of the premiums. But the proceeds to be taxable only in proportion to the part of the premium paid by decedent.

(d) Raises fee of Clerk of Superior Court for transmitting monthly report to the Commissioner of Revenue from 50¢ to $1.00.

(e) Changes fee to be paid Clerk of Superior Court by representative of decedent for services in making inventory of lock boxes from $2.00 to $2.00 for the first hour plus $1.00 for each additional hour, the maximum fee not to exceed $5.00.

SCHEDULE B LICENSE TAXES

Sec. 2(a) Confines non-transferable licenses to those issued under sec. 109 (attorneys and other professionals), sec. 110 (detectives), sec. 111 (real estate auctioneers), sec. 113 (collecting agencies), sec. 116 (phrenologists), sec. 121 (peddlers), sec. 122 (contractors and construction companies), sec. 122½ (installers and sellers of elevators and automatic sprinkling systems), sec. 122 3/4 (repairers and servicers of elevators and automatic sprinkling systems), sec. 123 (mercantile agencies), sec. 124 (gypsie traders and fortune tellers), and sec. 125 (lightning rod agents). Other Schedule B licenses for the conduct of a business at a specified location may be used by business [illegible] successor for remainder of term.

(b) Strikes out all of sec. 109(d) which exempted photographers duly licensed in their home county or city from paying tax at another temporary location at which they may be engaged in photographing only inanimate objects for promotional or advertising purposes.

(c) Provides that persons engaged in more than one activity for which privilege tax is levied by sec. 109 (attorneys and other professionals) shall be liable for tax for each activity engaged in.

(d) Adds new section, sec. 109½, requiring state-wide license of bondsmen furnishing bonds for compensation in criminal proceedings. License: $50.00. Counties, cities and towns may levy tax upon bondsmen not to exceed $25.00.

(e) Makes tax per room in American plan hotels $7.20 where the rate per day is "$15.00 and over" instead of "over $15.00."

(f) Makes tax per room in European plan hotels $8.50 where the rate per day is "$10.00 and over" instead of "over $10.00."

(g) Clarifies language of sec. 147(c).

FRANCHISE TAX, ARTICLE III, SCHEDULE C

Sec. 3(a) Makes lien for franchise taxes attach to real estate as of July 1 of the fiscal year for which tax is due.

(b) Adds new section, 207½ - Freight Car Line Companies defined as any person, persons, joint stock association or corporation engaged in business of operating cars or furnishing or leasing cars not otherwise listed for taxes (whether owning such cars) for the transportation of freight over any railway lines in the state, and imposes a tax equal to 6% of total gross earnings within the state, and of the proportion of earnings from operations partly inside and partly outside the state based upon the relative intra and extra-state mileage of such operations; places upon railroad companies leasing cars the duty of withholding payments equal to amount of tax and of reporting and remitting to the Commissioner of Revenue semi-annually; provides penalties for failure to withhold; provides for hearings before Commissioner as to correctness of assessments. Applies to freight line gross earnings accruing after June 30, 1943.

(c) Makes half-rate of franchise tax apply to all insurance companies' whose paid-in capital stock and surplus does not exceed $100,000.

(d) Relates to inclusion of indebtedness of subsidiary corporations to parent or co-subsidiary corporation in reporting capital stock surplus and undivided profits as a base for the franchise tax.

(e) Changes old sec. 210(2)D to Sec. 210(2)E and adds a new subdivision D which provides an appeal to the Commissioner of Revenue upon belief of tax-paying corporation that statutory formula for apportioning capital, surplus and undivided profits operates unfairly, and sets out additional factors the Commissioner may consider in making allocation of capital attributable to business within the state. Clear, cogent and convincing proof that petitioner is entitled to relief is required.

INCOME TAX - ARTICLE IV, SCHEDULE D

Sec. 4(a) Provides for appeals by foreign corporation to the Commissioner of Revenue with respect to statutory method of apportioning the net income for income tax purposes upon clear, cogent and convincing proof that the statutory method of apportioning subjects it to taxation on a greater portion of its net income than is reasonably attributable to earnings within the state, and sets out additional factors the Commissioner may consider in making the apportionment.

(b) Excludes from gross income the salary compensation received from the government of the United States by persons serving in the armed forces for the duration of the second World War; but the exemption does not extend to other income of such persons.

(c) Requires the manager of a business in this state having a non-resident owner or partner to report the earnings of the business in this state and the distributive share of each non-resident owner or partner and to pay the tax for such non-resident. Exemptions and deductions may be prorated in proportion to the income and deductions in this state and in the state of residence.

(d) Relates to deduction of interest paid by subsidiary to parent corporation, clarifying provisions of the present law.

(e) Strikes out paragraph 3 of section 320--exchanges of property, and inserts:

3(a) No gain or loss recognized if stock or securities in a corporation a party to a reorganization are, in pursuance of the plan of reorganization, exchanged solely for stock or securities in such corporation or in another corporation a party to the reorganization.

(b) No gain or loss recognized if a corporation a party to a reorganization exchanges property, in pursuance of the plan of reorganization, solely for stock or securities in another corporation a party to the reorganization.

(c) The term "reorganization" includes a statutory merger or consolidation, a transfer by a corporation of all or a part of its assets to another corporation, if immediately after the transfer the transferor or its shareholders, or both, are in control of the corporation to which the assets are transferred, or a recapitalization, or a mere change in identity, form, or place of organization, however effected.

(d) The term "a party to a reorganization" includes the corporation resulting from a reorganization and includes both corporations in the case of a reorganization resulting from the acquisition by one corporation of stock or properties of another, and the term "control" means the ownership of stock possessing at least 80 per cent of the total combined voting power of all classes of stock entitled to vote and at least 80 per cent of the total number of shares of all other classes of stock of the corporation.

(f) Excepts interest paid by subsidiary to a corporation as defined in section 318½ (as amended by this bill) from allowable deductions; excludes as "income taxes" not allowable as deductions taxes levied by other states as franchise or excise tax but based upon net income; provides that resident individuals or domestic corporations having established business or investments in another state which does not levy an income tax shall treat any gain or loss from such business or investment as though it occurred in this state; deduction of income that is earned and taxed as income in another state includes such tax based upon income though levied in such other state as a franchise or excise tax; losses may be carried over for two years, within limitations.

(g) Exemption of fiduciary filing return for an individual who died during taxable year, $2000 if deceased was a married man, $1000 if single or a married woman not qualifying as "head of household."

(h) Provides credits to taxpayers resident of other states who are liable to the state or country of his residence, where such other state or country reciprocates with respect to citizens of this state.

(i) Subsection 1, section 326, naming the persons required to make returns, is repealed and a more detailed and clarified list of such persons is provided in lieu thereof.

(j) The last paragraph of Section 329, dealing with the time and place of filing returns, is repealed, and inlieu of this paragraph there is provided the form of the affirmation which must accompany the return. Subscribing to a false return is made a felony.

SALES TAX - ARTICLE V, SCHEDULE E

Sec. 5(a) Federal government removed from list of agencies exempted from the tax on building material provided in Subsection (d), Section 406; sales of building materials to contractors to be used in consutruction work for Federal government not to be construed as direct sales.

(b) Subsection (b), Section 427 likewise amended as to sales of building material to the Federal government.

BEVERAGE CONTROL ACT - ARTICLE VI, SCHEDULE F

Sec. 6(a) Added to the powers of the commissioner of revenue granted by Subsection (o), Section 517 is the power to promulgate a regulation authorizing the use of stamps, labels, or other suitable devices in lieu of or in addition to crowns as evidences of tax payments for the duration of the emergency created by the war.

(b) Section 524, making an appropriation for the administration of the article on Beverage Control, is repealed.

GIFT TAX - ARTICLE VII, SCHEDULE G

Sec. 7(a) Paragraph 4 of Section 600, exempting gifts to one donee if under one thousand dollars, clarified by provision that only the amount over one thousand dollars shall be subject to the tax.

(b) The total $25,000 exemption to one donor provided by paragraph 2, Subsection (c), Section 600, may be spread over a "period of years" instead of "eight years." When this exemption has been exhausted, no further exemption is allowable, and when the exemption or any portion is applied to gifts to more than one donee, it is to be apportioned against the gifts in the same ratio as the gross value of the gifts to each donee is to the total value of said gifts in the calendar year in which said gifts are made.

INTANGIBLE PERSONAL PROPERTY TAX - ARTICLE VIII, SCHEDULE H

Sec. 8(a) Section 700 to 719, inclusive, being Article VIII, Schedule H, relating to the intangible personal property tax, are repealed effective as of December 31, 1943, the purpose of this amendment being that the State shall abandon the levying, collection, and administration of the tax from and after January 1, 1944; but this article is to remain in full force and effect thereafter for the exclusive purpose of enforcing the listing of property and collecting the tax by virtue of any tax liability arising under the article prior to that date. Enacted in lieu thereof of Sections 700 through 709, providing the complete machinery for the collection of the tax on intangible personal propertyby counties beginning January 1, 1944, the proceeds of the tax so collected to be divided between the counties and municipalities therein.

GENERAL ADMINISTRATION - ARTICLE X, SCHEDULE J

Sec. 9(a) Section 927 amended to authorize the assistant commissioner of revenue to sign all pleadings, legal notices, proofs of claim, warrants for collection, certificates of tax liability, executions, and other legal documents in any action or matter to which the commissioner of revenue is a party or in which he has an interest.

HB 20. (Public) Stone

"To make supplemental appropriations for the State's departments, bureaus, institutions, and agencies, and for the specific purpose of providing a War Bonus for public school teachers and other State employes." (See SB 12.) Committee on Appropriations.

HB 21. (Public) Stone

"To make appropriations for the maintenance of the State's departments, bureaus, institutions, and agencies, and for other purposes." (See SB 11.) Committee on Appropriations.

HB 22. (Local - Alleghany) Burgiss

"To enable Board of Commissioners of Alleghany County to appoint tax collector to collect back taxes for the years of 1937, 1938, 1939, 1940, and 1941." (As title indicates. Commissioners to fix salary and require bond. Acts of person appointed to be governed by the general law governing the levy and collection of taxes.) Committee on Counties, Cities and Towns.

HB 23. (Local - Madison) Hutchins
"To repeal section 3 of chapter 167, Public-Local Laws of 1931, relating to the pay of the janitor of the court house of Madison County." (As title indicates.) Committee on Counties, Cities and Towns.

HB 24. (Local - Rutherfordton) Price
"To validate bonds and coupons of the town of Rutherfordton and to authorize the issuance of refunding and funding bonds, and to amend section 19 of the Charter of the town as enacted by chapter 42 of the Private Laws of 1924, Extra Session." Town bonds issued for necessary expenses validated; town council authorized to refund all bonds so validated in accordance with provisions of the Municipal Finance Act, and to levy an annual ad valorem tax on all taxable property in the town to pay off the bonds so issued.) Committee on Finance.

HB 25. (Local - Hertford) Vann
"To repeal chapter 166 of the Public-Local Laws of 1941 relating to the exemption of fox hounds from taxation in Hertford County." (As title indicates.) Committee on Finance.

HB 26. (Public) Halstead
"An act revising and consolidating the public and general statutes of the State of North Carolina." (Presents the recodification of North Carolina's statutory law to the General Assembly for consideration. To be known, if adopted, as "The North Carolina Code of 1943.") Committee on Recodification.

HB 27. (Public) Tompkins
"To promote vocational education." (State Board of Education to provide not less than one, nor more than two, vocational education teachers in the high schools in every county in the State; and to provide such a teacher in every training school operated under a county or city unit in connection with a State Institution for the training of teachers, to be paid out of Vocational Education funds.) Committee on Education.

HB 28. (Local - McDowell) Rabb
"To fix term of grand juries in McDowell County." (C. S. 2334 amended so as to provide that nine experienced grand jurors shall be on the grand jury at all times.) Committee on Courts and Judicial Districts.

HB 29. (Local - McDowell) Rabb
"To provide for terms of Superior Court in McDowell County." (C. S. 1443, as it relates to McDowell County, repealed. Superior Court schedule for county fixed.) Committee on Courts and Judicial Districts.

HB 30. (Local - Orange) Umstead
"To fix salaries for public officials and employees in Orange County." (Clerk of Superior Court to receive $2500 per annum; to appoint a deputy, whose compensation shall be determined by commissioners, not to exceed $1500; clerk to turn over all fees, etc., to county treasurer, to be entered in salary fund. Sheriff to receive $3,200 per annum and turn over all fees to treasurer, to be entered in salary fund; sheriff may appoint one or more fee deputies in each township except Hillsboro and Chapel Hill; he may appoint two deputies for Hillsboro township and one for Chapel Hill township, whose salaries are to be determined by the commissioners, not to exceed $1500 per annum, provided that these deputies shall turn over all fees collected to the county treasurer, except fees made from executions; sheriff to appoint a jailer, compensation to be fixed by commissioners; sheriff

and deputies to receive travel allowances in the discretion of the commissioners. Register of Deeds to receive $2,000 per annum and appoint such clerical assistance as necessary, compensation to be fixed by commissioners not to exceed $1,500 per annum. Treasurer to receive $1,200 per annum. County accountant and tax supervisor authorized to appoint an office clerk, salary to be determined by commissioners, not to exceed $1,200 per annum. Treasurer to pay salaries provided for out of salary fund by bi-monthly vouchers. Records of all fees collected required to be kept by officers named; fees accounted for. Treasurer to keep salary fund separate, and transfer any balance, after salaries paid, to general fund. Commissioners to transfer from the general fund, if needed, a sufficient amount to supplement the receipts of the salary fund.) Committee on Salaries and Fees.

HB 31. (Local - Currituck) Boswood
"To require the Board of Education of Currituck County to publish the minutes of its meetings in some newspaper circulated in the county." (To be published within two weeks after each meeting, costs to be paid by county commissioners from general fund.) Committee on Counties, Cities and Towns.

HB 32. (Local - Currituck) Boswood
"To require the Board of County Commissioners of Currituck County to publish the minutes of its meetings in some newspaper circulated in the county." (To be published within two weeks after each meeting, cost to be paid by commissioners from general fund. Commissioners required to publish immediately upon ratification of act, the minutes of any meetings held during December, 1942, and January, 1943.) Committee on Counties, Cities and Towns.

HB 33. (Local - Currituck) Boswood
"To require the employment of adult school bus drivers in Currituck County." (Misdemeanor for any school principal, superintendent, school committeeman, or trustee to employ or approve the employment of any driver under twenty-one.) Committee on Education.

HB 34. (Local- Currituck) Boswood
"To provide that the public schools of Currituck County shall be operated during certain winter months on Eastern Standard Time in force prior to the Twentieth of January, 1942." (November, December, January and February. Schools not to convene until nine A. M., Eastern Standard Time.) Committee on Education.

HB 35. (Public) Dollinger
"To amend section 7880(127) of the Consolidated Statutes relating to individual income taxes." (Would suspend the imposition of income taxes during the years 1943 and 1944.) Committee on Finance.

HB 36. (Public) Barker
"To exempt members of the armed forces of the United States and members of the merchant marine from poll taxes." (Would exempt for the duration and the next listing period thereafter, and cancels any unpaid poll taxes.) Committee on Finance.

North Carolina State Library
Raleigh

SENATE CALENDAR ACTION

Bills passed three readings: HB 17 (Joint resolution expressing sympathy over the death of Mrs. Clyde R. Hoey. To be enrolled and ratified.)

Ratification of bills: SR 1 (Joint resolution informing Governor Assembly organized.)

HOUSE CALENDAR ACTION

Bills passed three readings:
HR 17. (Resolution of sympathy for death of Mrs. Clyde R. Hoey.)

Note: The Senate, upon recommendation of Chairman Price of the Rules Committee, adopted a new committee, Interstate Cooperation. Members appointed by President R. L. Harris were: Carlyle (C), Price, Johnson of Duplin, Clark, Larkins.

Next sessions: House and Senate--12:00 noon, January 13, 1943.

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 7
January 13, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 18. (Public) - Price

"To amend the Constitution to place the control and supervision of Justices of the Peace in the General Assembly." (Article IV of the Constitution to be amended by adding a new section: "Sec. 34. The General Assembly shall have full power by statute to modify, change, or abrogate any and all of the provisions of this article in so far as they relate to Justices of the Peace." To be submitted at next general election.) Sent to Committee on Constitutional Amendments.

SB 19. (Public) - Leary

"To provide a uniform system for the selection and compensation of Justices of the Peace." (Two Justices of the Peace to be appointed in each county; one additional for each 20,000 population, or major fraction thereof, in excess of 15,000. Figure to include aliens and Indians, being based on the last U. S. decennial census. Appointments to be made by a committee composed of the Resident Judge of the Superior Court of the District in which the county is located, the Clerk of the Superior Court, a member of the local Bar, Chairman of Board of County Commissioners, and the Mayors of all cities and towns within the county. Term 2 years beginning January 1, 1944. Must be residents. Existing justices and fees and costs, etc., to continue during remainder of present terms. Vacancies to be filled by appointment of Clerk of Superior Court. Salaries to be set by Board of Commissioners; $300-$4,800 per annum; may be varied, raised or reduced in proportion to work performed. Fees, costs, and other monies to be paid to the County Treasurer. Bond required. Resident Judges of Superior Courts may adopt reasonable rules necessary to exercise general supervisory power.) Sent to Committee on Justices of the Peace.

SB 20. (Public) - Graham

"To require the State Highway and Public Works Commission to drag private roads leading from State highways, and clean ditches along the same for a distance not exceeding one and one-half miles." (As title indicates, upon request of landowner on whose land located. Not required to perform said service except at such times engaged in dragging and scraping the connecting State highway.) Sent to Committee on Public Roads.

SR 21. (Resolution) - Wilson

"A joint resolution to authorize and provide for the printing of the Governor's address and budget message to the General Assembly." Passed three readings and sent to the House.

SB 22. (Local - Montgomery) - Wallace

"To amend Sec. five of the Charter of the Town of Candor, as amended by chapter sixty-seven of the Private Laws of nineteen hundred twenty-four, extra session, to validate all proceedings heretofore taken in relation to the issuance of ten thousand dollars Water Bonds of said town, and prescribing the vote required upon an ordinance to authorize bonds of said Town for necessary expenses." (Tax authorized sufficient to pay the principal and interest, as they become due, without limitation as to rate of taxes, which the Town may levy.) Sent to Committee on Finance.

SB 23. (Public) - Brooks

"To amend the Revenue Act of 1939, providing that income taxes be payable in eight equal monthly installments without interest." (One-eighth to be paid at time return is due; equal payments thereafter each thirty days until balance paid. No interest accrues until after deferred payment becomes due; default in payment of any one installment will cause entire balance to become immediately due and payable.) Sent to Committee on Finance.

BILLS INTRODUCED: HOUSE

HB 37. (Public) McDougle

"To amend chapter 126 of the Public Laws of 1935 as amended, being an act providing for the extension of time to pay street assessments." (Extends to July 1, 1945 the time within which governing bodies of cities and towns may by resolution extend time for paying special assessments - C. S. 2717(b).) Sent to Committee on Judiciary No. 1.

HB 38. (Public) - McDougle

"To repeal section 4436 of the Consolidated Statutes of North Carolina relating to the seizure and disposition of property exhibited for the purpose of alluring persons to bet on any game." (As title indicates. Present act provides division equally between person making seizure and to use of the poor.) Sent to Committee on Judiciary No. 1.

HB 39. (Public - Mecklenburg) - McDougle

"To amend section 4458 of the Consolidated Statutes, so as to regulate the punishment for public drunkenness in Mecklenburg County." (Makes punishment provided by subsection 15 apply to Mecklenburg County - not more than $50 fine or imprisonment for 30 days for first offense, not more than $100 fine or imprisonment for 60 days for second offense within 12 months, misdemeanor punishable in discretion of court for third offense within 12 months.) Sent to Judiciary No. 1.

HB 40. (Public) - McDougle
"To allow instruments to be proved or acknowledged before certain army, navy, coast guard, marine, and merchant marine officers, and to validate such proofs or acknowledgments heretofore taken." (May be taken by captains or higher officers in army and marine corps when stationed outside continental United States; by lieutenants senior grade or higher in the navy, coast guard and U. S. merchant marine serving outside of territorial waters. No seal required, but officer to sign name, designate rank, give name of his ship or military organization, and date. Validates acknowledgments of such officers heretofore taken.) Sent to Committee on Judiciary No. 1.

HB 41. (Public) - McDougle
"To allow the taking of depositions by officers of the United States army, navy, coast guard, marine corps and merchant marine." (Officers must hold rank as set out in HB 40 and same limitation with regard to being outside continental United States or outside territorial waters.) Sent to Committee on Judiciary No. 1.

HB 42. (Public) - Tonissen
"Regulating settlements for damages in personal injury cases." (Makes invalid settlements in such cases made within 30 days of the injury, if serious enough to require medical or surgical attention, unless at time of release a certificate of the injured person's physician or surgeon shall be attached to the effect that injured party was fully informed as to nature and extent of injury and was in mental and physical condition to transact important business.) Sent to Committee on Judiciary No. 1.

HB 43. (Public) - Pritchett, Shuford and Turner of Guilford
"To amend the Revenue Act of 1939, providing that income taxes be payable in quarterly payments without interest." (At option of taxpayer; first payment due March 15. If deferred payments not made when due, whole balance becomes due immediately, together with interest at 6% from March 15, unless extension has been granted by Commissioner of Revenue.) Sent to Committee on Finance.

HB 44. (Public) - Ramsey
"To make more elastic the punishments for certain violations of the lottery and gaming laws of the State of North Carolina." (Strikes out the limitation on maximum punishment of $2,000 fine, 6 months imprisonment and placed punishment in discretion of judges as in cases of misdemeanor.) Sent to Committee on Judiciary No. 1.

HB 45. (Public) - Uzzell
"To amend the Constitution to make the Commissioner of Agriculture and the Commissioner of Labor constitutional officers and members of the Council of State." (As title indicates; provides for submission to popular vote at next general election.) Sent to Committee on Constitutional Amendments.

HB 46. (Local - Currituck) - Boswood
"To provide that all county officers of Currituck County shall furnish at their own expense all bonds required of them by statute." (As title indicates. Also authorizes county commissioners to recover any amounts expended by them in providing official bonds of county officers covering terms of office beginning the first Monday in December, 1942.) Sent to Committee on Counties, Cities and Towns.

SENATE CALENDAR ACTION

Bills ratified and enrolled:

HB 2 (Filling vacancy in Board of Welfare of Burke County.)

Bills passed three readings:

SR 21 (Resolution for printing Governor's address and budget message.) Sent to House.

Bills reported favorably:

Committee on Appropriations: SB 8 (State Treasury surplus fund investment.) Recommended to pass.

HOUSE CALENDAR ACTION

Bills ratified and enrolled:

HB 2 (Filling vacancy in Board of Welfare of Burke County.)

Bills reported favorably:

HB 24 - Local -(Validating Rutherfordton bonds.)

HB 25 - Local, Hertford - (Exemption of fox hounds from taxation.)

HB 36 - Public - (Exempting members of armed forces and merchant marine from poll taxes.)

Next sessions: Senate--12:00 noon, January 14, 1943.
House---12:00 noon, January 14, 1943.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 8
January 14, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 24. (Public) - Gregory

"To increase the appropriation for public libraries in North Carolina, amending chapter 93 Public Laws of 1941." (Section 2 of the chapter referred to, providing state aid for public libraries, changes the appropriation from $100,000 to $211,000.) Sent to Committee on Library.

SB 25. (Public) - O'Berry

"To amend subsection 2 of section 2937 of the Consolidated Statutes, as amended, the same being a part of the Municipal Finance Act, 1921, and relating to the funding and refunding of indebtedness." (As title indicates, only strikes out "one thousand nine hundred and forty" and inserts in lieu thereof "one thousand nine hundred and forty-two".) Sent to Committee on Finance.

SB 26. (Public) - O'Berry

"Authorizing cities and towns to establish capital reserve funds." (Municipal Capital Reserve Act of 1943. Sources of fund enumerated. To be created by ordinance itemizing sources, designating depository, and requesting approval of Local Government Commission. Deposited upon Commission's approval. Subsequent ordinance amendments also to be certified to and approved by Commission. Depositories furnish security. Usable for: improvements or properties under Sec. 2942, subsection 4, Consolidated Statutes; to supplement proceeds from sale of bonds or bond anticipation notes issued for such improvements or properties; supplement Federal or State grants for similar usage; temporary borrowing for meeting appropriations made for the current fiscal year in anticipation of current year taxes or revenues, not to exceed 25% of appropriations of fiscal year and not unless withdrawals previously withdrawn are repaid, withdrawals to be repaid within 30 days after close of fiscal year; purchasing at market and retiring bonds outstanding more than 10 years from the date of withdrawal; and investment in bonds or notes of the United States, North Carolina, or the municipality. Withdrawals subject to approval of Local Government Commission. After approval of Commission ordinance for withdrawal to be published. Action to set aside a withdrawal ordinance, or other relief, must be commenced within 30 days after publication. Election provisions to authorize withdrawals set forth. Withdrawal checks bear certification of Local Government Commission. Each source to be reflected by finance officer on accounts.

Unused balances, repayments, and realizations to be redeposited and prorated among the various sources on the basis of withdrawals. Constitutional provisions separable.) Sent to Committee on Finance.

SB 27. (Public) - Johnson of Halifax
"To amend chapter 25 of the Public Laws of 1941 creating a teachers and state employees retirement system in North Carolina." (New section 2a added making all teachers at any time between July 1, 1938-February 17, 1941, attaining 50 years and with 10 years continuous service as a teacher, members of Retirement System and entitled to credit for prior service and other benefits.) Sent to Committee on Education.

SB 28. (Public) - Weathers
"To amend section 29 of chapter 407 of the Public Laws of 1937 so as to extend the time for renewing vehicle registrations one month, and to amend section 75 of said chapter so as to make said section conform to the said amendment." (As title indicates; would allow operation of vehicles under old registration and plates through January 31 of the succeeding year.) Sent to Committee on Public Roads.

BILLS INTRODUCED: HOUSE

HR 47. (Resolution) - Rowe
(Authorizes members of House and Senate Committees on Interstate Cooperation to attend the sixth general assembly of the Council of State Governments.) Sent to Committee on Interstate Cooperation.

HR 48. (Resolution) - Edwards of Greene
"Joint resolution to petition the Office of Price Administration to fairly adjust regulations concerning oily carcass hogs." (OPA requested to rescind Revised Maximum Price Regulation 148, which ordered discount for wholesale cuts from oily carcass hogs, because discriminatory.) Passed three readings and sent to Senate.

HB 49. (Public) - Davis
"To require deeds executed by trustees under deeds of trust, mortgagees, commissioners, and all other persons who are not the owners of property to be indexed under the name of the owner." (Deeds executed by trustees, mortgagees, commissioners, personal representatives of dead persons when authorized to sell real property to make assets, sheriffs, and other persons who, without owning property, are authorized to sell--to be indexed and cross-indexed under the name of the true owner. This act to be in addition to C.S. 3561, and does not dispense with necessity of indexing under the name of the person executing deed as grantor.) Sent to Judiciary No. 2.

HB 50. (Local - Gates) - Rountree
"To increase the membership on the Board of County Commissioners of Gates County from three to five, to divide said county into five districts for nomination of members of said board, and to fix their terms of office." (Five commissioners to be elected beginning in 1944. Districts: 1. Gates-

ville School District; 2. Eure School District; 3. Gates school District; 4. Sunbury School District; 5. Hobbsville School District. Voters of entire county to nominate in primaries one candidate from each district, the one receiving the highest number of votes to be the candidate, to be voted on by the voters of the entire county. The commissioners nominated and elected in Districts 1, 2 and 3 in 1944 to serve two years; the commissioners elected in Districts 4 and 5 in 1944 to serve four years: thereafter, the term of all commissioners to be four years.) Sent to Committee on Counties, Cities and Towns.

HB 51. (Public) - Stringfield and Cook

"To prohibit the sale, offering or exposing for sale of fireworks; defining fireworks and to regulate the manner of using fireworks, and to provide penalties for the violation of the Act." ("Fireworks" extensively defined. The act makes it unlawful to sell or use fireworks, provided that the Fire Marshal, or a fire or police chief may grant permits for supervised public displays of fireworks by organizations. Wholesaling or sales to be shipped directly out of State not prohibited. Violation a misdemeanor.) Sent to Judiciary No. 2.

HB 52. (Local - Graham) - Stewart

"To authorize the County Commissioners of Graham County to direct the Board of Elections to call an election for the purpose of submitting to the voters of said county the question of whether the sale of beer and wine shall be prohibited." (If prohibition favored, all licenses, retail and wholesale, to become inoperative ninety days after canvassing of election, and sale thereafter prohibited.) Sent to Committee on Finance.

HB 53. (Local - Currituck) - Boswood

"To prohibit the County Commissioners of Currituck County from authorizing the use of any space on the courthouse lot for the purpose of erecting any building for private benefit." (As title indicates. Would cancel any authorizations already given but not yet acted upon.) Sent to Committee on Counties, Cities and Towns.

HB 54. (Local - Mt. Olive) - Taylor

"To amend chapter 201 of the Private Laws of 1905, relating to the police officers of the town of Mount Olive." (Chapter rewritten. Provides that police must enforce town laws and ordinances and report any breaches, enforce all laws within a radius of one mile of the town, having for this purpose all the authority of sheriffs and county constables; to get the same fees on processes and precepts as sheriffs and constables.) Sent to Committee on Counties, Cities and Towns.

SENATE CALENDAR ACTION

Bills reported favorably:
SB 8 (Public - State Treasury Surplus Fund Investment).

Bills passed three readings:
SB 8 (Public - State Treasury Surplus Fund Investment.)
Sent to House.

Bills ratified and enrolled:
HR 17 (Resolution - Expressing sympathy on death of Mrs. Clyde Hoey.)

HOUSE CALENDAR ACTION

Bills received from Senate:
SR 21 (Printing of Governor's address and budget message.)
Passed three readings and ordered enrolled.

Bills reported favorably:
HB 37 (Extension of time to pay street assessments.)
HB 39 (Regulating public drunkenness in Mecklenburg county.)
HB 44 (Punishment for certain violations of gaming laws.)

Bills passed 2nd reading:
HB 24. (Validating certain Rutherfordton bonds.)
HB 25 (Repealing law exempting foxhounds from taxation in Hertford county.)

Bills passed 2nd and 3rd readings:
HR 17 (Resolution of sympathy to the family of Mrs. Clyde R. Hoey.)
HB 36 (Exempting members of armed forces from poll taxes.)

Bills passed three readings:
SR 21 (Printing of Governor's address and budget message.)

Bills enrolled and ratified:
SR 21 (Printing of Governor's address and budget message.)

Next sessions: Senate and House -- 12:00 noon, January 15, 1943.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 9
January 15, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 29. (Public) - Brooks

"To amend the Constitution providing for the organization of the State Board of Education." (After April 1, 1945, general supervision public school system and funds vest in State Board of Education, to consist of Lieutenant Governor, State Treasurer, Superintendent of Public Instruction, and one member from each Congressional District appointed by Governor. Members not all of one political party; to have one or more women; likewise one or more representatives of agriculture, labor, education, business, finance, and professions. Superintendent of Public Instruction to have general supervision and management; to be secretary of Board. Comptroller appointed by Board, subject Governor's approval as Director of the Budget, to manage fiscal affairs of Board. Appointive members subject confirmation by General Assembly in joint session. First appointments from odd-numbered Congressional Districts for 4 years, even-numbered 8 years, thereafter for 8. Vacancies filled by Governor for unexpired terms not subject to confirmation. Governor appoints, with confirmation, members for each new Congressional District created, term corresponding, as above, to odd or even years. Board elects chairman and vice-chairman. Majority constitutes quorum. Per diem and expenses appointive members to be provided by General Assembly. General election, under usual regulations, necessary to pass the amendment, by majority vote.) Sent to Committee on Constitutional Amendments.

SB 30. (Public) - Ballentine

"To authorize the conveyance by the State of North Carolina of a lot fifty feet square on the battlefield near Appomattox Court House to the United States of America for addition to the Appomattox Court House National Historical Monument." (As title indicates. Governor with approval of Council of State to execute deed.) Sent to Committee on Federal Relations.

BILLS INTRODUCED: HOUSE

HR 55. (Joint resolution) - Pritchett and others

"Inviting the Honorable Cordell Hull, Secretary of State of the United States, to address a joint session of the General Assembly." (To be invited to speak at such time as convenient to him; committee of two from the Senate and three from the House to be named to extend invitation.) Sent to Committee on Judiciary No. 2.

HB 56. (Local - Catawba) - Shuford

"To provide compensation for the Mayor and the Board of Commissioners or Aldermen of the Town of Maiden, N. C." (Mayor to receive salary of $150 per year, either in monthly installments or one lump payment; Commissioners or Aldermen to receive not in excess of $5 for each regular meeting, $1 for special meetings, but no more than $7 compensation for any month; applies to officials taking office in July, 1943) Sent to Committee on Counties, Cities and Towns.

HB 57. (Local - Wilson) - Moore of Wilson

"To authorize the County of Wilson and the Town of Wilson jointly to acquire, equip and maintain a house or other quarters for the relief and entertainment of transient members of the armed forces of the Unites States." (Cost not to exceed $10,000, one-half to be paid by County, one-half by Town; may lease property to U.S.O. or other agency of the U.S.; property to be sold when no longer needed and proceeds divided according to respective interests.) Passed three readings and sent to the Senate.

HB 58. (Public) - Cook

"To amend certain laws relating to the execution of instruments of conveyance by married women." (Abolishes the requirement that private examination of married women be taken with respect to instruments executed by them, including instruments affecting their title to real estate or interest therein, except as to contracts between husband and wife and mortgages upon household and kitchen furniture.) Sent to Committee on Judiciary No. 2.

HB 59. (Local - Gates) - Rountree

"To fix the compensation of the members of the Board of County Commissioners, the members of the County Board of Education and Warrant Officers in Gates County." (County commissioners and members of the school board to receive $5 per day for attendance at meetings, and 5¢ per mile for travelling to and from meetings; warrant officers--sheriffs, constables and other officers serving processes and precepts--to receive 5¢ per mile for travel in line of duty, mileage to be taxed as part of bill of costs.) Sent to Committee on Counties, Cities and Towns.

HB 60. (Public - Gates) - Rountree

"To amend chapter 15 of the Public Laws of 1923, as amended by chapter 92 of the Public Laws of 1933, with reference to the terms for the grand jury in Gates County." (First nine members chosen at the fall term, 1943 of the Superior Court for Gates County, criminal term, to serve during the fall and spring terms, and at the spring and fall terms thereafter nine additional jurors to be chosen to serve for one year.) Sent to Committee on Courts and Judicial Districts.

HB 61. (Local - Gates) - Rountree

"To fix the terms of office of the Judge and Solicitor of the Gates County Recorder's Court, and to fix the compensation of the Judge, the Solicitor, the Clerk, and the Sheriff for his attendance upon said Court." (Terms of present judge and solicitor to expire on First Monday in December, 1944; at general election in 1944 and each general election thereafter a judge and solicitor to be elected for terms of four years; each to receive annual salary of $600; clerk to receive annual salary of $300; sheriff to receive $300 per year for his attendance upon the Court.) Sent to Committee on Courts and Judicial Districts.

HB 62. (Public) - Horner and Uzzell
"To fix the salary of the Commissioner of Agriculture and the salary of the Commissioner of Labor." (Would raise salary of both officials from $6,000 to $6,600 per year, effective January 1, 1943.) Sent to Committee on Salaries and Fees.

HB 63. (Public) - Griffin
"To authorize county commissioners to provide compensation for members of rationing boards while in the actual performance of their duties." (Would authorize payment not to exceed $5 per day, 5¢ per mile in travelling to and from home, from general funds of counties.) Sent to Committee on Counties, Cities and Towns.

HB 64. (Public) - Hatch
"To increase the appropriation for the public libraries of North Carolina, amending chapter 93 of the Public Laws of 1941." (See SB 24.) Sent to Committee on Library.

HB 65. (Local - Lee) - Horner
"Permitting the County Commissioners of Lee County to regulate the sale of wines and beer on Sunday in Lee County." (Would authorize prohibition on sales from midnight Saturday to 7 A.M. Monday.) Sent to Committee on Finance.

HB 66. (Local - Cleveland) - Falls
"To authorize the Board of County Commissioners of Cleveland County and the governing bodies of the municipalities therein to prohibit the sale of beer or wine between the hours of 12:01 A.M. on Sunday and midnight Sunday night." (Makes violation of any resolution or ordinance adopted pursuant to the Act a misdemeanor punishable by fine not more than $50 or imprisonment for not more than 30 days.) Sent to Committee on Finance.

HB 67. (Public) - Uzzell and Abernethy
"To fix the minimum salaries of certain members of the State Highway Patrol." (Patrolmen, a minimum of $150 per month, plus increases of $5 per month for each year of service until minimum of $170 is reached; corporals, $175 per month, plus $5 per month per year of service up to $195; sergeants, $200 per month, plus $5 per month per year of service up to $220. To be effective as of January 1, 1943.) Sent to Committee on Appropriations.

HB 68. (Public) - Arch T. Allen
"To amend the Constitution providing for the organization of the State Board of Education." (See SB 29). Sent to Committee on Constitutional Amendments.

HB 69. (Local - Currituck) - Boswood
"To require that preference be given to residents of Currituck County in the employment of teachers in Currituck County Public schools." (As title indicates. Also provides that "no resident of Currituck County may be employed within four years of graduation to teach in the public school from which he or she was graduated.") Sent to Committee on Education.

SENATE CALENDAR ACTION

Bills reported favorably:

SB 14. (Public - The North Carolina Code of 1943).
SB 25. (Public - Municipal Finance Act 1921, funding and refunding indebtedness).

Bills received from House:

HB 36. (Public - Exempting members armed forces and merchant marine from poll taxes.) Sent to Committee on Finance.
HB 48. (Resolution - Petition to Office of Price Administration to fairly adjust regulations concerning oily carcass hogs.) Passed three readings.

Bills passed three readings:

HR 48. (Resolution - Petition to Office of Price Administration to fairly adjust regulations concerning oily carcass hogs.)

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 8. (State Treasury Surplus fund investment.) Placed on calendar.

Bills Passed third reading:

HB 24. (Validating certain Rutherfordton Bonds.) Sent to Senate.
HB 25. (Repealing foxhound tax exemption in Hertford.) Sent to Senate.
HB 47. (Authorizing members Committee on Interstate Cooperation to attend assembly in Baltimore.) Sent to Senate.

Bills passed second and third reading:

HB 37. (Extending time for payment of street assessments.) Sent to Senate.
HB 44. (Punishment for violation of gaming laws.) Sent to Senate.

Bills passed three readings:

HB 57. (See above.) Sent to Senate.

Bills recommitted to committee:

HB 59. (Regulating public drunkenness in Mecklenburg.) Recommitted to Committee on Judiciary No. 1.

Added to Committee on Agriculture: Shreve, Tonissen and Worthington.
Added to Committee on Convervation and Development: Stoney.

Next sessions: Senate and House -- 10:00 A.M. January 16, 1943 (For consideration of local bills only.)

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

Joe Reid

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 10
January 16, 1943

Sessions: Senate--10:00 A.M.; House--10:00 A.M.

BILLS INTRODUCED: SENATE

None.

BILLS INTRODUCED: HOUSE

HB 70. (Local - Alexander) - Deal
"To authorize a veterinarian of twenty years or more of experience to practice his profession in Alexander County upon payment of the State tax therefor." (Would substitute 20 or more years of practice prior to January 1, 1943 for the license required from the North Carolina Veterinary Medical Association.) Sent to Committee on Health.

SENATE CALENDAR ACTION

Bills received from House:

HB 24. (Local - Rutherford - Validating certain Rutherfordton bonds.) Sent to Committee on Finance.

HB 25. (Local - Hertford - Repealing foxhound tax exemption. Sent to Committee on Counties, Cities and Towns.

HB 37. (Public - Extension of time for paying street assessments.) Sent to Committee on Finance.

HB 44. (Public - Punishment violation of gaming laws.) Sent to Committee on Judiciary No. 1.

HR 47. (Resolution -Attendance Council of State Governments.) Sent to Committee on Interstate Cooperation.

HB 57. (Local - Wilson - County and Town of Wilson soldier recreation center.) Sent to Committee on Counties, Cities and Towns.

HOUSE CALENDAR ACTION

None.

Next sessions: Senate and House -- 8:00 P.M., January 18, 1943.

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA
P. O. BOX 1657
TELEPHONE 33361
FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 11
January 18, 1943

Sessions: Senate--8:00 P.M.; House--8:00 P.M.

BILLS INTRODUCED: SENATE

SB 31. (Public) - Introduced by Johnson of Halifax
"To amend section 3316 of the Consolidated Statutes of 1919 relating to the registration of deeds or agreements for rights of way and easements." (Adds electric and power companies, and electric membership corporations organized under Chapter 291 of the Public Laws of 1935, to those not subject to the registration requirements of C. S. 3316. A new paragraph provides that overhead lines belonging to telephone, electric or power companies, or any electric membership corporation, on any lands, pursuant to any deed or agreement for rights of way and easements, are to have the same effect as registration of the agreement.) Sent to Committee on Judiciary No. 2.

BILLS INTRODUCED: HOUSE

HB 71. (Public) - Introduced by Bridger
"To extend the emergency power granted the State Highway and Public Works Commission by Chapter 4 of the Public Laws of 1941 for an additional 2 years." (As title indicates.) Sent to Committee on Roads.

HB 72. (Local - Lincoln) - Abernethy
"To authorize the Board of County Commissioners of Lincoln County, in its discretion, to prohibit the sale of beer, wine or other intoxicating beverages in Lincoln County between the hours of 6:00 P.M. on Saturday and 6 A.M. on Monday, and between the hours of 8:00 P.M. and 8 A.M. on other days." (As indicated; violation would be a misdemeanor.) Sent to Committee on Finance.

HB 73. (Public) - Davis, Rountree, Askew and others.
"To amend Section 8 of Chapter 358 of the Public Laws of 1939, as amended by Section 3 of Chapter 267 of the Public Laws of 1941, relating to the allotment of teachers." (Provides that for the duration of the war and for the first school term thereafter, schools having both elementary and high school grades and having 4 teachers or less shall not have a smaller allotment than for the year 1942-43.) Sent to the Committee on Education.

HB 74. (Local - Pender) - Rowe
"Providing for the assumption by Pender County of road bonds of Caswell Township and Columbia Township in said County." (Would permit assumption of Caswell Township road bonds in the amount of $20,000 and Columbia Township road bonds in the amount of $10,000, both issues dated July 1, 1913, payable July 1, 1943, and bearing 6% interest.) Sent to Committee on Counties, Cities and Towns.

HB 75. (Local - Craven) - Ward
"To validate acts done and proceedings taken to provide for the issuance of certain bonds of the City of New Bern, and to provide for the issuance of such bonds." (Relates to bonds to finance enlargement and improvement of electric system, not to exceed $375,000, and water bonds not to exceed $175,000.) Sent to Committee on Counties, Cities and Towns.

HB 76. (Local - Currituck) - Boswood
"To require the Board of Education of Currituck County to hold its meetings in the courthouse of said County." (County commissioners are required to provide suitable space in courthouse.) Sent to Committee on Counties, Cities and Towns.

SENATE CALENDAR ACTION

Bills amended:
SB 14. (Recodification bill.) Amended to be known as the "General Statutes of North Carolina." To be cited as "General Statutes of North Carolina"; "General Statutes"; or "G. S."

Bills passed first reading:
SB 14, as amended. (See above.)

Bills passed second reading:
SB 25. (Amendment to Municipal Finance Act of 1921, funding and refunding indebtedness.)

HOUSE CALENDAR ACTION

Bills reported favorably:
HB 26. (Recodification bill) (Consideration postponed for one week)
SB 8. (State Treasury surplus fund investment)

Bills amended:
SB 8. (See above; amendment would add to permissible investments: notes, bonds or other obligations of agencies or instrumentalities of the United States when the principal and interest of such obligations are fully guaranteed by the United States.)

Bills passed second and third readings:
SB 8, as amended (see above). Sent to Senate with House amendment.
HR 55 (Inviting Secretary of State Hull to speak). Sent to the Senate.

Bills taken from committees:
HR 55 (See above)

BILLS RATIFIED

SR 21 (Printing Governor's address and budget message.)
HR 48 (Oily carcass hogs.)

Next sessions: Senate and House--12:00 noon, January 19, 1943.

WEEKLY LEGISLATIVE SUMMARY

INSTITUTE OF GOVERNMENT

Chapel Hill, North Carolina

LEGISLATIVE SERVICE
205 Faircloth Hall
Raleigh, North Carolina

January 16, 1943

NOTE: This is the first of a series of weekly summaries of the 1943 session of the General Assembly, high-lighting the activities of the legislature. This first review covers the first ten days of the session. Hereafter summaries will be issued at the close of each week.

The first ten days of the 1943 session of the General Assembly saw the introduction of bills ranging from the repeal of tax exemption for foxhounds in one county to the appropriation of $81,468,351 for the 1943-1945 biennium.

The law makers got off to a fast start after organizing both houses and hearing the Governor's address. More than double the number of bills were introduced in the House in the first ten days than in the corresponding period last session, and the Senate has acted upon approximately 21% more. Of the House bills, about 45% were local bills while only about 8% of Senate bills were in that category.

The first bill introduced in the House would provide for a State-wide nine month school term. The following day a similar bill was introduced in the Senate. The first Senate bill provides for the creation of a State post-war reserve fund in the amount of $20,000,000 (revised upward by the Committee on Appropriations to $22,000,000.) This fund, to be invested from the State's surplus in United States and State securities, is to provide for post-war construction and a cushion against unemployment during the readjustment period, subject to control of the General Assembly. The same bill was introduced in the House. These bills went to Appropriations Committees. Other bills introduced in both the Senate and the House would: authorize the investment in State and Federal securities of funds in the State Treasury in excess of current needs (sent to Senate Appropriations and House Finance Committees); amend the Revenue Act of 1939 as amended--The Budget Revenue Act of 1943 (referred to Committees on Finance); amend the Machinery Act of 1939 as amended (referred to Committees on Finance); make supplemental appropriations for the fiscal year 1942-43 in the total amount of $1,669,953--Supplemental Appropriation Bill--(referred to appropriations Committees); revise and consolidate the public and general statutes of the State--the North Carolina Code of 1943--(referred to Committees on Recodification); amend the Constitution providing for the organization of the State Board of Education (referred to Committees on Constitutional Amendments); and increase the appropriation for public libraries from $100,000 to $211,000(referred to the Joint Committee on Library).

Other bills of State-wide application would provide for the mailing of notices by registered mail to holders of recorded mortgages and deeds of trust in foreclosures of land, and to defendants in divorce actions where service is by publication; substitute electrocution for gas in executions; reduce the punishment in capital felonies to life imprisonment upon the recommendation of the jury; provide a 20% increase in the pay of public school teachers, principals and superintendents and provide a sick leave with pay, not to exceed ten days; amend the Constitution to place the control and supervision of Justices of the Peace in the General Assembly, and provide a uniform system for their selection and compensation; authorize cities and towns to establish capital reserve funds subject to approval and control of the Local Government Commission; and abolish the requirement that the privy examination of married women be taken with respect to instruments executed by them, except as to contracts between husband and wife and mortgages upon household and kitchen furniture.

Bills were introduced to amend the Constitution to make the Commissioners of Agriculture and Labor constitutional officers and members of the Council of State, and to increase their salaries from $6,000 to $6,600 per year as of January 1, 1943.

The Revenue Act of 1943 consists for the most part of minor, technical and clarifying amendments to the Revenue Act of 1939 as amended. Principal proposed changes would permit transfer of Schedule B licenses to business successors except those issued to attorneys and other professionals, real estate auctioneers, collection agencies, fortune tellers and others; add a new section requiring bondsmen to buy a State-wide license; make the lien for franchise taxes attach to real estate as of July 1 of the fiscal year for which the tax is due; add a new section imposing tax equal to 6% of gross earnings upon freight car line companies; make half-rate of franchise tax apply to all insurance companies whose capital and surplus does not exceed $100,000; remove the Federal government from the list of agencies exempted from sales tax on building material. Of more general interest is the proposal provided in the bill to return the collection of the intangible personal property tax to local units.

Aside from the Revenue Act of 1943, bills have been introduced with respect to the income tax which would suspend income taxes during the years 1943-1944; make the income tax payable in eight monthly installments; make it payable in quarterly installments; and extend to corporations, firms and partnerships the right to deduct contributions made to charitable corporations as now enjoyed by individuals.

Members of the armed forces and merchant marine have not been forgotten. A House bill would exempt them from payment of poll taxes for the duration and for the next listing period thereafter. Other bills would provide for the taking of their acknowledgments and depositions by officers of certain ranks when outside the limits of continental United States or territorial waters, and the county and Town of Wilson seeks authorization to acquire and maintain a center for the entertainment of transient members of the armed forces.

Bills reported favorably by committees include the State post-war reserve bill, the State Treasury surplus fund investment bill, the bill exempting members of the armed forces and merchant marine from poll taxes, and the Senate bill to adopt the North Carolina Code of 1943.

Still in committees at week's end are the biennial appropriations bill, the supplemental appropriation bill, the bill amending the Revenue Act of 1939 and the bill amending the Machinery Act of 1939.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA
P. O. BOX 1657 FAIRCLOTH HALL
TELEPHONE 33361 227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 12
January 19, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 32. (Public) - Brock

"To validate and declare legal all acts of the deputy clerks of the superior courts of North Carolina which have been performed in the name of the clerk." (As title indicates. Does not apply to pending litigation.) Sent to Committee on Judiciary No. 2.

SB 33. (Public) - Lanier

"To amend section 1676 of the Consolidated Statutes, eliminating the criminal penalty for failure to pay the dog tax license." (As title indicates.) Sent to Committee on Judiciary No. 1.

SB 34. (Local - Halifax) - Johnson of Halifax

"To amend section 4410 of the Consolidated Statutes of 1919, as amended, to permit the tax collector and deputy tax collectors of Halifax County to carry arms when on official duty." (Arms may be concealed or otherwise.) Sent to Committee on Judiciary No. 2.

BILLS INTRODUCED: HOUSE

HR 77. (Resolution) - Horner

"Commemorating General Robert E. Lee's birthday." (As title indicates.) Passed three readings and sent to Senate.

HB 78. (Local - Caswell) - Woods

"To allow the deputy sheriffs of Caswell County a fee for the capture of illegally possessed or transported tax-paid liquor." (Fees to be received: if sale brings between $25.00 and $100.00, $5.00; if between $200.00 and $300.00, $15.00; if between $300.00 and $400.00, $20.00; if more than $400.00, $25.00. Fee to be divided among participating deputies.) Sent to Committee on Counties, Cities and Towns.

HB 79. (Public) - Caveness

"To guarantee to the people of North Carolina the right to be secure in their persons, homes, papers and effects against unreasonable search and seizures; to further guarantee to persons arrested the right to be informed of the nature and cause of the accusation, to have assistance of counsel, and to enjoy the right of a fair and impartial trial to the end that no person shall be deprived of life, liberty or property without due process of law." (Any officer searching a private dwelling while occupied as such without a search warrant issued under C.S. 4530 (1), or searching any other building or property without a search warrant and without reasonable cause, to be guilty of misdemeanor; evidence obtained by searching without warrant to be inadmissible in evidence; misdemeanor to fail to inform arrested person of charge against him and, except in capital cases, to fix reasonable bail, and allow immediate communication with counsel and friends; any statement of defendant which is reduced to writing to be inadmissible in evidence unless defendant and upon request his counsel is furnished copy; witnesses for State to be sequestered at request of defendant and appear singly in court; conditions in suspended sentence to remain in effect for no longer period than sentence imposed.) Sent to Committee on Judiciary No. 1.

HB 80. (Public) - Caveness

"To amend section 11, Chapter 307, Public Laws of North Carolina, Session of 1933, relating to the rate-making power of the Utilities Commission." (Adds provision that no rate, standard, etc., fixed by the Utilities Commission shall have the force and effect of limiting or fixing the civil liability of any public utilities corporation for its negligence in rendering the services for which such rates, standards, etc., are fixed.) Sent to Committee on Public Utilities.

HB 81. (Public) - Loftin, Craig and Reynolds

"To require all agencies selling motor vehicle licenses to remain open for the transaction of business until midnight of the thirty-first day of each December." (As title indicates.) Sent to Committee on Roads.

HB. 82. (Public) - Tompkins

"To amend Chapter 25 of the Public Laws of 1941 creating a teachers and State employees retirement system in North Carolina so as to permit the reemployment of teachers and State employees who have retired on account of age." (Reemployment permitted for duration of war and six months thereafter, but no longer. Service retirement benefits to cease during period of reemployment, but no deductions to be made from the compensation of the persons so reemployed, nor is the employer to be required to make any contributions to the Retirement System on their account.) Sent to Committee on Education.

HB 83. (Local - Hertford) - Vann

"To repeal Chapter 525 of the Public Laws of 1933 with reference to the publication of the annual statement of claims and revenues in Hertford County." (Would repeal that part of the statute exempting Hertford County from the provisions of C.S. 1334, which requires the publication of the annual statement of claims and revenues in some newspaper in the county.) Sent to Committee on Counties, Cities and Towns.

HB 84. (Local - Currituck) - Boswood

"Requiring the sheriff, deputies sheriff, special deputies sheriff, and all other law enforcement officers in Currituck County to account for fees collected for the service of warrants and other process issued pursuant to a citation issued by a State Highway Patrolman or other officer connected with the State Highway Patrol." (Required to pay into general fund of the county all fees received by them from service of such warrants and other process. Failure to comply to be a misdemeanor, punishable by fine of not less than $5.00 nor more than $50.00, or imprisonment not more than 30 days.) Sent to Committee on Counties, Cities and Towns.

SENATE CALENDAR ACTION

Bills reported favorably:
SB 17. Validating transcripts of deputy clerks of Superior Court.)

Bills reported unfavorably:
SB 7. (Death by electrocution instead of lethal gas.)

Bills received from House:
HR 55. (Joint resolution inviting Cordell Hull to address joint session.)
HR 77. (Joint resolution commemorating General Robert E. Lee's birthday.)
SB 8. (State Treasury surplus fund investment.) Returned for concurrence in House amendment. Placed on calendar.

Bills passed second reading:
SB 14. Recodification bill.

Bills passed third reading:
SB 25. (Amending Municipal Finance Act 1921.) Sent to House.

Bills passed three readings:
HR 55. (See above.)
HR 77. (See above.)

HOUSE CALENDAR ACTION

Bills reported favorably:
SB 2, as amended. (State Post-War Reserve.) House Committee amendment would strike out all Senate amendments. Placed on Calendar.

Bills passed three readings:
HR 77. (See above.)

Next sessions: Senate and House -- 12:00 noon, January 20, 1943

#

other officers of [illegible] required survey into several [illegible] from [illegible] of [illegible] [illegible], or Right- [illegible] lands.

[illegible]

[illegible]

Sec. 17, [illegible] Court.)

[illegible]

Sec. 7, [illegible])

[illegible]

[illegible] 1-Land [illegible].)

[illegible] Lands [illegible].)

[illegible] for [illegible].

[illegible]

[illegible] 1941.

[illegible]

[illegible] Act [illegible].

[illegible]

[illegible].)

[illegible].)

[illegible]

[illegible]

[illegible].

[illegible]

[illegible].)

Legal opinion [illegible] 1946.

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 13
January 20, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 35. (Local - Buncombe) - Hodges
"Amending section 32 of Chapter 81, Public Laws of 1927, as amended, being a part of the County Finance Act, and section 2950 of the Consolidated Statutes, as amended, being a part of the Municipal Finance Act extending the time within which funding and refunding bonds may be issued; applicable only to Buncombe County and municipalities therein." (Extends time within which funding and refunding bonds may be issued from five to seven years.) Sent to Committee on Finance.

SB 36. (Local - Duplin) - Johnson of Duplin
"To transfer certain unexpended funds to the general fund in the County of Duplin." (Refers to balance of over $1200 in Warsaw Special Road District Fund and balance that will exist in Island Creek Special Road District Fund on April 1, 1943.) Sent to Committee on Judiciary No. 1.

SB 37. (Local - Rockingham) - Price
"To allow the county commissioners of Rockingham County to invest funds in their hands for constructing agricultural shop buildings in bonds or obligations of the United States or guaranteed by the United States." (Affects proposed buildings for Madison and Bethany High Schools. Invested for duration of war in readily redeemable Federal securities, increments to be reinvested in similar securities.) Sent to Committee on Finance.

SB 38. (Public) - Larkins
"To amend Chapter 1 of the Public Laws of the extra session of 1936, known as the unemployment compensation law, and all amendments and additions thereto." (Same as HB 98 below.) Sent to Committee on Unemployment Compensation.

SB 39. (Public) - O'Berry
"With relation to fees for issuing charters of incorporation, amending chapter twenty-two of Consolidated Statutes." (Cost of certificates of incorporation under subsections 1 and 2 of section 1218 of the Consolidated Statutes not to exceed $500. Lower limit of $40 not disturbed.) Sent to Committee on Finance.

SB 40. (Public) - Weathers

"To amend section 7049 of the Consolidated Statutes of 1919, relating to the term of office and qualifications of members of the North Carolina Board of Health." (Of the five appointments which can be made to the Board of Health by the Governor, one required to be a commercial dairyman, another a food processor, and a third the owner or operator of a restaurant or similar business.) Sent to Committee on Public Welfare.

BILLS INTRODUCED: HOUSE

HR 85. (Resolution) - Everett and others

"Inviting Honorable Henry B. Steagall, Congressman from the Third District of Alabama and Chairman of the Banking and Currency Committee, to address a joint session of the General Assembly." (Address to be Wednesday, January 27.) Passed three readings and sent to Senate.

HB 86. (Public) - Watkins

"To amend section 3884(a), Volume Three, Consolidated Statutes of North Carolina relating to the retirement of Justices of the Supreme Court and Judges of the Superior Court." (Makes judges eligible to retire at age 65 after serving 12 years on either the Supreme or Superior Court.) Sent to Committee on Courts and Judicial Districts.

HB 87. (Public) - Watkins

"To provide for special judges in North Carolina." (Governor authorized to appoint four special judges of the Superior Court, two from the Western Judicial District and two from the Eastern Judicial District; term to begin July 1, 1943, and end June 30, 1945. Governor may also appoint, if deemed necessary, four additional judges, two each from the Eastern and Western Judicial Districts. Special judges to have same powers and emoluments as regular judges.) Sent to Committee on Courts and Judicial Districts.

HB 88. (Public) Turner and Gobble

"To amend chapter 119 of the Public Laws of 1929, as amended, relating to the practice of Barbering in the State of North Carolina, so as to bring the funds collected under the provisions of said Act under the supervision of the Director of the Budget." (As title indicates; requires all funds collected to be turned over to State Treasurer to be credited to State Board of Barber Examiners to be expended under supervision of the Director of the Budget; instead of per diem, each member of State Board of Barber Examiners would receive annual salary of $3,000 in monthly installments, plus travel allowance not less than 5¢ per mile; authorized to employ necessary agents, assistants and attorneys; requires bond of $1,000 to be executed by all members, agents or assistants who collect money; annual audit to be made by State Auditing Department; annual report sent to Governor covering year's work; to become effective June 30, 1943.) Sent to Committee on Judiciary No. 1.

HB 89. (Local-Bertie) - Spruill

"To fix the salary of the Mayor of the Town of Windsor." (As title indicates; would raise salary from $300 to $1,200 per annum.) Sent to Committee on Counties, Cities and Towns.

HB 90. (Local - Caswell) - Woods
"To amend section 1864 of Vol. 3 of the Consolidated Statutes of 1924 to make said section applicable to Caswell County." (As indicated; C.S. 1864 relates to depredations of domestic fowls in counties and parts of counties when stock law prevails; unlawful to permit such fowls to run at large on lands sown to grain, foodstuff or gardens after being notified; justice of peace may order fowls shot if after two days notice fowls are still permitted to run at large.) Sent to Committee on Judiciary No. 1.

HB 91. (Local - Caswell) - Woods
"To amend Section 65(a) of Volume 3 of the Consolidated Statutes of 1924 to make said section applicable to Caswell County." (As title indicates; C.S. 65(a) provides for payment to Clerk of Superior Court of sums owing to deceased persons not in excess of $300, and states order in which such funds shall be disbursed by the Clerk.) Sent to Committee on Judiciary No. 1.

HB 92. (Local - Hertford) - Vann
"To legalize and validate acts done and proceedings taken to provide for the issuance of certain bonds of the Town of Murfreesboro and to provide for the issuance of such bonds, and to legalize and validate outstanding bonds to be refunded by the issuance of said bonds." (To validate proceedings taken by Town Commissioners with respect to issuance of: $16,000 of refunding bonds; $4,000 of street bonds, including bond election; $5,000 refunding street bonds; $3,000 street and sidewalk bonds; and $6,500 street and public improvement bonds. All declared to be for necessary expenses and Town Commissioners authorized to issue bonds and levy an ad valorem tax for their payment.) Sent to Committee on Finance.

HB 93. (Local - Gates) - Rountree
"To regulate sales of real estate to make assets to pay debts of decedents in Gates County." (Relates to sales of real estate having a value of $500 or less, the tax valuation to govern; in such sales, notices posted at courthouse door and three other public places for 30 days preceding sale, and in case of re-sales, such notices for 15 days to be sufficient and notice published in newspaper not required; combined fee of commissioner and his attorney not to exceed $25, plus combined fee of $5 for each re-sale, but in no event to exceed total of $35.) Sent to Committee on Judiciary No. 2.

HB 94. (Public) - Caveness
"To prevent the perpetration of certain fraudulent practices by photographers within the State of North Carolina." (Defines "coupons," "photographers" and "solicitors;" makes unlawful the issuance of any coupon redeemable in whole or in part by any product of photography unless the principal in the business shall first file with the Clerk of the Superior Court in each county where the business is conducted a bond in the amount of $2,000 conditioned upon discharge of obligations; all coupons to be serially numbered and redemption of all coupons or 30 days written notice to holders of coupons to redeem before a day certain must be shown before bond can be withdrawn; provides for recovery of $25.00 penalty by any person suffering loss or damage in connection with coupons, in addition to actual damage, amount of recovery to be lien upon bond; violation a misdemeanor.) Sent to Committee on Judiciary No. 1.

HB 95. (Local - Forsyth) - Gass, Gobble and Hudson

"Authorizing the Board of Commissioners of the Rural Hall Sanitary District in Forsyth County to purchase and maintain necessary fire fighting equipment from funds derived from the sale of water in said district." (As indicated; acts heretofore done in acquiring equipment are validated.) Sent to Committee on Counties, Cities and Towns.

HB 96. (Public) - Tompkins

"To amend Chapter 288 of the Public Laws of 1937 as amended by Chapter 395 of the Public Laws of 1939 and Chapter 232 of the Public Laws of 1941 to provide for the transfer of funds from the State Old Age Assistance Fund to the Aid to Dependent Children Fund and from the State Aid to Dependent Children Fund to the Old Age Assistance Fund, and to amend Section 62, Chapter 288 of the Public Laws of 1937 with regard to the Equalizing Fund for Old Age Assistance and Aid to Dependent Children." (If the amount necessary to be allotted to the counties for these purposes is less than the amount appropriated, funds may be transferred, with the approval of the Director of the Budget, from one fund to another. Allows the allotment to any county from the equalizing fund the total cost to the county in excess of the amount produced by a levy and collection of a tax rate of ten cents on the $100 valuation.) Sent to Committee on Appropriations.

HB 97. (Public) - Horner

"To amend Section 3 of Chapter 409 of Public Laws of 1937, known as the Maximum Hour Law, by changing the maximum weekly hours for male employees from 55 hours per week to 56 hours per week." (As indicated.) Sent to Committee on Manufactures and Labor.

HB 98. (Public) - Lumpkin

"To amend Chapter 1 of the Public Laws of the Extra Session of 1936, known as the Unemployment Compensation Law, and all amendments and additions thereto." (Amendments are mostly of clarifying and technical nature or relate to administrative procedure; principal changes: Sec. 1 deletes obsolete table of benefits, retains table inserted by 1941 Act; Secs. 2 and 3 delete portion of Act obsolete since February 15, 1939; Sec. 4 gives members of armed forces 6 months after termination of services for filing claims; Sec. 5 would make expectant mothers ineligible for benefits during the period 3 months before and 3 months after birth of child; Sec. 6 clarifies existing law; Sec. 7 would clarify and remove technical defect in present law with respect to penalties against claimants guilty of disqualifying offenses; Sec. 8 would discontinue deducting primary insurance payment made to claimant under Old Age and Survivors Insurance from weekly benefits; Sec. 9 permits the Commission to order a review of a proceeding before a Claims Deputy; Sec. 10 denies to Claims Deputy right of appeal from a decision of Appeal Deputy; Sec. 11 changes due date of tax to the last day of the month following the close of the quarter (instead of the 25th of the month) and clarifies the language with respect to taxes being due upon wages "paid" during the quarter; Sec. 12 provides that Commission would not be bound by any condition stipulated in a voluntary contribution by an employer; Sec. 13 changes "him" to "it" to fit reference to Commission; Sec. 14 inserts "under" inadvertently omitted in existing law, strikes out "calendar" from present provision that compensation must have been payable throughout one previous "calendar year" in order to have reserve account transferred to business successor, and changes term "pooled fund" to "partially pooled account" to conform to Federal law; Sec. 15 would allow members of Commission to include in per diem compensation time spent in traveling from residence to meeting; Sec. 16 clarifies law with respect to Chairman's power to conduct hearings, render decisions; also drops requirement for annual report to Governor and requires instead a biennial report to be made by November 20 preceding the meeting of General Assembly; Sec. 17 requires printing and distribution of text of Act, rules and regulations and report to Governor to be done biennially instead of annually; Sec. 18 drops obsolete portion of section relating to personnel, being now governed by the Merit System Act of 1941; Sec. 19 provides for appointment by the Governor of both a State Advisory Council and Local Advisory Councils, members of former to receive per diem of $10 plus mileage and subsistence, members of Local Councils to receive only necessary expenses; Sec. 20 would permit Commission to furnish claimant information as to his benefit rights; Sec. 21 strikes out surplusage "if in his power to do so" with respect to determination of guilt for contempt; Secs. 22 and 23 facilitate Commission's dealings with other states, provide for entering into agreements with other states that would simplify dealing with employers having employees in different states and with itinerant employees; Sec. 24 gives employers credit for timely payments made through error to other states that should have been made to this State and when such payments are received by this State they will be deemed to have been made in time; Sec. 25 provides for notice and reasonable opportunity for a hearing before docketing judgment against a delinquent employer; also would empower designated agents of Commission to serve executions for collection of Commission's judgments; Sec. 26 would give employer who erroneously pays sums for which he is not liable three years from time of payment to ask for refund if payment was made within time it would have been required if he had been liable, but only one year if the payment, though made through error, would not have been timely if liability had existed; Sec. 27 reduces limitation for bringing action to recover payments made under protest from 3 years to 1 year; Sec. 28 would permit application to Court for an injunction to prevent continued operation by an employer who refuses after ten days notice to make required reports, or who refuses to pay sums due after ten days notice, execution having been returned unsatisfied; Sec. 29 reduces penalty for making false statement in applying for benefits by providing a fine "or" imprisonment instead of providing penalty of both fine and imprisonment; Sec. 30 would add two new subsections penalizing claimants who receive any benefits by reason of intentional non-disclosure or misrepresentation of material facts or who are discharged from employment for and convicted of larceny or embezzlement connected with their employment; Sec. 31 would add a new section to provide that any employing unit not an employer under N. C. law but who is liable for Federal Unemployment Compensation taxes shall be deemed to be an employer under the Act; Sec. 32 provides that services covered by an election of an employing unit approved by the Commission shall be deemed employment during the effective period of the election; Sec. 33 clarifies definition of "partial unemployment"; Sec. 34 would delete obsolete provisions and re-define "benefit year.") Sent to Committee on Unemployment Compensation.

HB 99. (Local - Currituck) - Boswood

"To amend Chapter 13 of the Public-Local Laws of 1935 pertaining to the appointment of a deputy sheriff in Fruitville Township in Currituck County." (Sheriff to appoint deputy for Fruitville Township who shall reside on Knott's Island; jurisdiction only Fruitville Township; salary $300 per year, plus fees & commissions.) Sent to Committee on Counties, Cities and Towns.

SENATE CALENDAR ACTION

Bills reported favorably:

SB 16 (Uniform representation Halifax Board.)
HR 24 (Validating certain Rutherfordton Bonds.)
HB 25 (Hertford fox hound tax exemption.)
HB 36 (Armed forces poll tax exemption.)
HB 37 (Street assessment payment extension.)
HB 57 (Wilson Town and County Transient soldiers' center.)

Bills passed second and third readings:

SB 17 (Validating transcripts of deputy clerks Superior Court.) Sent to House.

Bills passed third reading:

SB 14 (Recodification Bill.)

Bills passed three readings:

HR 85 (Resolution inviting Henry B. Steagall to address joint session.)

Concurrence in House amendments:

SB 8 (State Treasury surplus fund investment.)

HOUSE CALENDAR ACTION

Bills reported favorably:

HB 6 (Local - Cumberland) (Fayetteville primary election law.) Placed on calendar.

Bills received from Senate:

SB 25 (Public) (Municipal Finance Act amendment.) Sent to Committee on Finance.

Bills passed second and third readings:

SB 2, as amended. (Public) (State Post-War Reserve; bill now in original form, except that permissible investments include obligations of any agency or instrumentality of the Federal Government which are fully guaranteed by the Federal Government.) Sent to Senate for concurrence.

Next sessions: Senate and House--12:00 noon, January 21, 1943.

#

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 14
January 21, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 41. (Public) - Hudgins

"To amend Chapter 159 of the Public Laws of 1939 relating to absentee voting in general elections in North Carolina." (Provides for written application for absentee ballot to be signed by applicant and witnessed by some other person which shall be delivered to chairman county board of elections in person or by mail, except in case of disabled voter it may be delivered by member of his immediate family; maximum time of 30 days before election for making application not to apply to members of armed forces nor would use by them of prescribed application form be required. Absentee ballots must be in hands of chairman by 9 A.M. of election day. Sec. 7 would be rewritten to provide that chairman of county board would deliver to each registrar on the day preceding the election a list of all absentee ballots received by him for each precinct together with container envelopes received and registrar shall post such list for inspection by any voter by 12 o'clock noon on election day; chairman of county board to preserve all original applications for 6 months or for a longer period if litigation is pending. To be available for inspection by voters. New forms of application and certificates are prescribed.) Sent to Committee on Election Laws.

SB 42. (Public) - Hudgins

"To amend chapter 348 of the Public Laws of 1931 relating to the election laws." (Adds sub-section (17) making it unlawful for any but an election official, or a voter in process of voting, to possess an official primary or general election ballot prior to an election.) Sent to Committee on Election Laws.

SB 43. (Public) - Barber

"To create twenty-one solicitorial districts as authorized by the Constitutional amendment adopted in November, 1942." (As title indicates, puts 1942 amendment provisions into effect.) Sent to Committee on Courts and Judicial Districts.

SB 44. (Public) - Cherry, Larkins and O'Berry

"To amend chapter 157 of the Public Laws of 1941 relating to the law enforcement officers benefit and retirement fund." (Raises from $1.00 to $2.00 the amount to be assessed as part of costs in criminal cases for officers' benefit fund; would set up all of money so collected in benefit fund, instead of a maximum of $100,000.) Sent to Committee on Finance.

SB 45. (Public) - Cherry, Larkins and O'Berry

"To allow members of the State Highway Patrol to make election between membership in the teachers and state employees retirement system and the law enforcement officers benefit and retirement fund." (Withdrawal from law enforcement officers benefit and retirement fund allowable until July 1, 1943. Must deposit an amount equal to contributions that would have made had he become a member of the teachers and state employees retirement system on July 1, 1941 to become a member of that system. Similar procedure for withdrawal from teachers and state employees retirement system to law enforcement officers system. Transfer of funds provided. Future employments as patrolman cause automatically to become member of teachers and state employees retirement system, unless within 15 days shown that has become member of law enforcement officers benefit and retirement fund.) Sent to Committee on Finance.

SB 46. (Public) - Larkins and Cherry

"With reference to public liability of sheriffs on account of acts of special deputies appointed on account of the war emergency, and with reference to the workmen's compensation for liability on account of such deputy sheriffs." (During present war emergency and six months thereafter sheriffs may appoint special emergency deputy sheriffs to meet war conditions. Appointments in writing specify territory and scope of authority. Sheriff or bond not liable for wrongful acts of these deputies unless in presence of sheriff and under his immediate direction; or for injuries unless inflicted by wrongful personal act of the sheriff. Sheriff may require bond not exceeding $500, board of county commissioners paying premium thereon. Not considered "employees" within meaning of chapter 277 of the Public Laws of 1939.) Sent to Committee on Judiciary No. 1.

SB 47. (Public) - Larkins and Cherry

"To authorize sheriffs and other law enforcement officers in the State of North Carolina to arrest persons charged with the commission of misdemeanors anywhere in the State under certain conditions." (May pursue a person who has committed a breach of the peace in the presence of a law enforcement officer into another county and make arrest there, as long as fugitive remains in sight.) Sent to Committee on Judiciary No. 1.

SB 48. (Local - Greene) - Pittman

"To amend section 956 of the Consolidated Statutes, Volume 1, 1919, as amended by chapter 156 of the Public Laws of 1931, relating to reports of the clerk of the Superior Court of Greene County." (Adds a proviso that when the clerk's accounts are audited at least once a year by C. P. A. employed for that purpose by board of county commissioners, annual report required by the section shall not be required of the clerk.) Sent to Committee on Judiciary No. 2.

SB 49. (Local - Rockingham) - Price

"To amend section 6 of chapter 622 of the Public-Local Laws of 1937 to equalize the salaries of public officials of Rockingham County." (Raises salary of sheriff to $3,600 in line with other county officials.) Sent to Committee on Salaries and Fees.

SB 50. (Public) - O'Berry and Price

"Authorizing counties, cities and towns to invest unused proceeds of the sale of bonds." (As title indicates; may be invested in bonds, notes, or certificates of the United States or its agencies or instrumentalities guaranteed by the United States, bonds or notes of North Carolina, or bonds of any North Carolina county, city or town approved by the Local Government Commission. Use for purpose authorized by law undisturbed. Earnings applicable to payment of interest or principal of bonds from which proceeds derived, or applied as increments to such proceeds.) Sent to Committee on Finance.

SR 51. (Resolution) - Blythe

"A joint resolution empowering the Governor of North Carolina to appoint a special committee for the purpose of investigating the present facilities of the Caswell Training School, and making recommendations as to how said facilities may be expanded to meet the present needs and requirements of an institution of this type." (Committee of 5, - 2 from Senate and 3 from House, - to consider expanding present facilities or providing additional facilities at other localities. Report to be made during present session.) Passed three readings and sent to House.

BILLS INTRODUCED: HOUSE

HB 100. (Public) - Shreve

"To amend Section 593 and Section 597(b) of Volume 3 of the Consolidated Statutes of North Carolina, and to repeal Section 597(c) of Volume 3 of the Consolidated Statutes of North Carolina, so as to permit the Clerk of the Superior Court to enter judgments on any day in the week except Sunday." (As indicated. Any judgments required to be entered on Monday which have been rendered on other days validated. Not to apply to pending litigation.) Sent to Committee on Judiciary No. 2.

HB 101. (Public) - Shreve

"To amend Sections 597(b) and 597(c) of Volume 3 of the Consolidated Statutes of North Carolina so as to permit the Clerk of the Superior Court to enter judgments and confirm sales in special proceedings on any day in the week except Sunday." (As indicated. Not to apply to pending litigation.) Sent to Committee on Judiciary No. 2.

HB 102. (Public) - Shreve

"To compensate clerks of the Superior Court and inferior courts for making statistical reports in civil and criminal courts." (To compensate for reports required to be sent to Department of Justice, each clerk authorized to add in the bill of costs in all cases a charge of 10¢, to be retained by clerk in addition to salary or other compensation.) Sent to Committee on Judiciary No. 2.

HB 103. (Public) - Rowe

"To appropriate funds for the equipment and maintenance of bases established in the State by the Civil Air Patrol." (Part of OCD. Bases at Manteo and at Beaufort, and other places found expedient by Patrol.) Sent to Committee on Appropriations.

HB 104. (Local - Duplin) - Quinn

"To prohibit the operation of dance halls, pool tables, music vending machines, and to prohibit the sale of beer or wine on Sundays and during hours when religious services are being conducted on other days and to prohibit gambling within five hundred yards of the Cabin Missionary Baptist Church and the Cabin Free Will Baptist Church in Duplin County." (As title indicates; violation a misdemeanor and may also be enjoined as a nuisance.) Sent to Committee on Finance.

HB 105. (Public) - Ritch

"To amend Chapter 1 of the Public Laws of the Extra Session of 1936, as amended, and known as the Unemployment Compensation Law." (Employing units having as many as six employees to become subject to the Unemployment Compensation Law; formerly eight.) Sent to Committee on Unemployment Compensation.

HB 106. (Local - Watauga) - Jackson

"To provide for compensation for the injury of Thelma Farthing, a school child of Watauga County, received while busses were loading after school." (State School Commission authorized to pay child's father money spent for care upon receipt of itemized bills.) Sent to Committee on Appropriations.

HB 107. (Public) - Pearsall

"To amend Article 5 of Chapter 84 of Volume 2 of the Consolidated Statutes of 1919, as amended, relating to commercial feeding stuffs." (Adds to permissible bag weights: 5 lbs. or less, 8 and 1/3 lbs., and 10 lbs. Provides annual registration fee of $25 for each brand of commercial feed, but on such brands for which $25 fee is paid, no tonnage fee is to be assessed. Registrants required to furnish Commissioner of Agriculture annual statements of tonnage sold in this State under penalty of $10 to $100 or cancellation of registration in discretion of Commissioner. Provides penalties for misbranding; for brands bearing guaranteed protein analysis of 24% or less, double the value of deficiency if not less than 5% nor more than 10%, 3 times if over 10%; for feeds with guaranteed analysis of more than 24% protein, for deficiency as much as 2% and not more than 4%, double the value of deficiency, 3 times the value if over 4%--if deficient in fat by more than 5%, double the value of deficiency--if fibre content exceeds maximum guarantee more than 2%, penalty of 10% of value of the feed--if microscopic analysis reveals mislabeling, penalty of 10% of value of feed in discretion of Commissioner--minimum penalty, $3; short weight to be made good and 4 times value of shortage to be paid consumer, subject to reasonable tolerances.) Sent to Committee on Agriculture.

HB 108. (Public) - Pearsall and Quinn

"To amend Article 6 of Chapter 84 of Volume 2 of the Consolidated Statutes of 1919, as amended, relating to stock and poultry tonics." (Rewrites C. S. 4742, 4743, 4744 and 4749; adds stock and poultry vermicides to articles required to be registered with the Commissioner of Agriculture; requires application for registration to contain additional statement as to percentage of active ingredients in preparation; drops requirement that seller file guaranty that preparation will comply with law, leaving compliance to be determined by analysis.) Sent to Committee on Agriculture.

HB 109. (Public) - Turner of Guilford

"To remove the imposition of the sales tax on prepared meals or foods sold or served on or off the premises by restaurants, cafes, cafeterias, hotel dining rooms, drug stores, or other places where prepared meals or foods are sold or served, by amending subsection (i) of Section 406 of the Revenue Act of 1939, as amended, and being Chapter 158 of the Public Laws of 1939." (As indicated.) Sent to Committee on Finance.

HB 110. (Public) - Wallace of Lenoir

"To authorize the post-morten examination of certain feeble-minded and insane persons." (Upon death of any inmate of any institution maintained by the State, any county or city for the care of the sick, feeble-minded or insane, superintendent empowered, with the consent of the next-of-kin, to authorize post-mortem, which may be made in laboratories of incorporatormedical schools.). Sent to Committee on Health.

HB 111. (Public) - Dobson

"To amend Chapter 158 of the Public Laws of 1939, same being the Revenue Act of 1939, relating to the annual privilege or license tax on mutual burial associations." (Franchise or privilege tax increased from a minimum of $50 and a maximum of $100 to a minimum of $15 and a maximum of $50, according to membership.) Sent to Committee on Finance.

HB 112. (Public) - Stewart

"To require the County Commissioners of Graham County to sell county property only at public auction and after giving notice." (As indicated. Requirements for advertising and increased bids set out.) Sent to Committee on Judiciary No. 2.

HB 113. (Public) - Allen, Arch T.

"To amend Chapter 287 of the Public Laws of 1939, as amended, relating to the elimination of unfit dwellings in cities and towns of more than five thousand population." (Clarifies and adds that condemnation of property under this Act shall be executed only in accordance with State police power.) Sent to Committee on Judiciary No. 1.

HB 114. (Public) - Allen, Arch T.

"To declare valid and legal the creation, establishment and organization of housing authorities, and all bonds, notes, agreements and undertakings of such housing authorities, and all proceedings, acts and things heretofore undertaken or done with reference thereto." (As title indicates. Validates all proceedings and things done under provisions of Housing Authorities Law, Chapter 456, Public Laws of 1935, as amended.) Sent to Committee on Judiciary No. 1.

HB 115. (Public) - Allen, Arch T.

"To amend Chapter 63 of the Public Laws of 1941 to extend the time in which the development of projects may be initiated thereunder." (Time extended to "termination of present war.") Sent to Committee on Judiciary No. 1.

HB 116. (Public) - Allen, Arch T.

"To amend Chapter 456 of the Public Laws of 1935, as amended, known as 'The Housing Authorities Law,' relating to the creation of housing authorities to engage in slum clearance and project to provide dwelling accomodations for persons of low income (including farmers of low income) and to define their powers." (Sec. (1) redefines "municipality" to mean any incorporated municipality in the State, and "bonds" to mean any obligation issued by the authority pursuant to the Act. Sec. (2) rewrites Sec. 10 of the Act to provide for joint cooperation of different housing authorities instead of permitting another authority to operate within a boundary other than its own. Also permits one authority to delegate to or act as agent for another authority, and cooperating authorities may set up an executive committee to act on behalf of such authorities. Sec. (3) revises provisions for creating regional housing authorities and for transfer of assets and liabilities of county housing authorities to them. Sec.(4) revises provisions with respect to appointing commissioners to regional housing authorities. Sec. (5) adds new provisions to govern increasing and decreasing area of operation of regional housing authorities, inclusion and exclusion of county and city authorities therein; public hearings by county commissioners to determine need for authority; provides for formation of consolidated housing authorities by two or more municipalities having an aggregate population in excess of 5,000; for operation by a city housing authority in another municipality upon permission of such other municipality and requisite findings after public hearings; empowers housing authorities to enter into agreements to sell any project to Federal Government as security for obligations, such agreements not to operate as mortgages. Secs. (6) and (7) strike portions of existing law to conform to amendment. Sec. (8) makes powers conferred supplemental to powers conferred by other law and saves any action heretofore taken under existing law.) Sent to Committee on Judiciary No. 1.

HB 117. (Public - Currituck) - Boswood

"To amend Chapter 305 of the Public Laws of 1941 increasing the compensation of the chairmen of the county boards of elections so as to include Currituck County within the provisions of said chapter." (As indicated.) Sent to Committee on Counties, Cities and Towns.

SENATE CALENDAR ACTION

Bills reported favorably:
SB 22 (Montgomery - Town of Candor water bonds.)

Bills received from House:
SB 2 (State post-war reserve fund.) Placed on calendar for concurrence in House amendment.

Bills passed 2nd reading:
HB 24 (Rutherfordton - Validating certain bonds.)
HB 25 (Hertford - Fox hound tax exemption.)

Bills passed 2nd and 3rd readings:
SB 16 (Halifax Board - Uniform representation.)
HB 36 (Armed forces poll tax exemption.)
HB 37 (Street assessment payment extension.)
HB 57 (Wilson - Transient soldiers' center.)

Bills passed three readings:
SR 51 (Caswell Training School investigating committee.) Sent to House.

HOUSE CALENDAR ACTION

Bills reported favorably:
SB 25, Municipal Finance Act amendment; HB 4, Corporate Limits of Rhodiss; HB 10, Currituck - Crawford Township deputy's salary; HB 22, Allegheny Back Tax Collector; HB 23, Madison Courthouse Janitor's Pay; HB 30, Orange officials' salaries; HB 50, Increasing Gates Commissioners; HB 53, Currituck Courthouse Lot; HB 54, Mount Olive Police; HB 56, Compensation of Maiden officials; HB 59, Compensation of Gates officials; HB 62, Salaries of Commissioners of Agriculture and Labor; HB 74, Pender-Caswell and Columbia Township bond assumption; HB 75, Validating Craven Electric and Water Bonds; HB 76, Meetings of Currituck Board of Education; HB 78, Caswell Deputies' Fees for Liquor Seizure; HB 83, Hertford Publication of Claims and Revenues; HB 84, Currituck Officers' Fees for Highway Patrol process; HB 92, Validating Murfreesboro Bonds.

Bills re-referred to committees:
HB 26, Recodification Bill, to Recodification Committee.

Bills received from Senate:
SB 14, Recodification Bill, placed on Calendar; SB 17, Validating Deputy Clerks' Transcripts, sent to Committee on Judiciary No. 1.

Bills passed 2nd and 3rd readings:
HB 6, Fayetteville Primary Election Law Amendment, as amended.

BILLS RATIFIED AND ENROLLED

SB 8, State Treasury Surplus Fund Investment; HR 55, Hull Invitation; HR 77, General Robert E. Lee Birthday Commemoration.

Next sessions: Senate and House--12:00 noon, January 22, 1943.

NOTE: The President of the Senate today announced the appointment of Hodges, Horton and Blythe to the Committee on Interstate Cooperation in the places of Johnson of Duplin, Price and Clark.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 15
January 22, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 52. (Public) - Hudgins

"To amend sections 5789 and 5791 of the Consolidated Statutes of 1919, relating to the membership of the Board of Trustees of the University of North Carolina." (Rewrites C.S. 5789 to provide for 100 trustees, at least 10 of whom to be women, to be elected by joint ballot of House and Senate. All terms to be for 8 years, one-fourth of trustees to be elected each two years. After March 31, 1945 members of General Assembly or State or Federal office holders not eligible. Not more than 2 persons to be chosen from same county except in Wake, Orange and Guilford, "in any one of which" five residents may be elected. Superintendent of Public Instruction to remain ex officio trustee. C.S. 5791 is amended to make eligibility requirements apply to trustees chosen to fill vacancies.) Sent to Committee on Trustees of the University.

SB 53. (Public) - Hudgins

"To amend section 1443 of the Consolidated Statutes of 1919, as amended, and to provide for sessions or terms of the Superior Court in cities other than the county seat which have a population of as many as 35,000 inhabitants." (As indicated, last Federal census to determine population. All process and pleadings to indicate division in which trial to be held. County would be divided in divisions which would be territorially defined according to contiguous townships. Actions instituted in municipal or county courts not to be transferred to division of Superior Court except upon written consent of all litigants or by judge of such inferior court to promote ends of justice or convenience of witnesses. Clerk may in his discretion hear matters at place other than his office at county seat. Grand and petty juries to be drawn from whole county for all divisions. First week of all criminal terms to be held at county seat. Special civil or criminal terms for any division may be called. Court records to be kept at county seat, except for termprary removal under supervision of clerk to any division. Judgments not to become lien until docketed at county seat. County commissioners to provide suitable facilities for any division created, and for extra expense of clerk and sheriff. Not to affect pending litigation, but all parties may by agreement prior to calendaring obtain removal to new division. To become effective July 1, 1943.) Sent to Committee on Courts and Judicial Districts.

SB 54. (Public) - Horton, Johnson of Duplin, Evans, Carlyle

"To amend the school machinery act of 1939, to provide for a nine months school term." (As indicated, but State Board of Education or administrative unit with approval of State Board may suspend operation of any school for as much as 60 days when the low average daily attendance justifies suspension or when needs of agriculture or other condition make such suspension necessary. All schools served by same school busses shall have same opening date. School month to consist of 20 teaching days, and schools not to be held Saturdays unless needs of agriculture or other conditions in district make it desirable. Schools may be held on legal holidays, except Sunday, in order to complete 180 days in less than 9 months if conditions in district require. Salaries of superintendents and others employed on annual basis to be paid on calendar month. With majority of teachers approving, any district may have teachers' salaries paid in 12 monthly payments, except in case of teachers employed for less than nine months. Authority vested in State Board of Education to order extended recess or adjournment of schools in any district in case of emergency. Provides for local supplements for vocational education or higher standards, but not to increase term beyond 180 days in units having school population of 1,000 or more.) Sent to Committee on Education.

SB 55. (Local - Caldwell) - Wilson

"To allow the arresting officers of Caldwell County a fee for the capture of illegally possessed or tax-paid liquor." (From proceeds of sale when confiscated and sold; if $50 to $100, $10; $100 to $200, $15; $200 to $300, $25; $300 to $400, $30; over $400, $35. Fee to be divided proportionately among participating arresting officers.) Sent to Committee on Salaries and Fees.

SB 56. (Local - Forsyth) - Carlyle

"Regulating the salary of Clerk of Superior Court of Forsyth County, to establish the right to fees and unallocated interest received by the Clerk of the Superior Court of Forsyth County, to repeal chapter 491 of the Public-Local Laws of 1935, and for other purposes." (Beginning January 1, 1943, Clerk to receive $6,000 per year salary in lieu of all fees and commissions or other income. Board of Commissioners and Clerk may enter into agreement as to application of unallocated interest now in hands of Clerk, with certain limitations. All income from fees and income from any source whatsoever, except unallocated interest, to be paid over to County on first of each month for benefit of general fund. After settlements made, unallocated interest in hands of Clerk to be paid over to County semi-annually beginning in July, 1943. To be set up as a contingent fund, to be used in making settlement with creditors of the Clerk's Office or losses in investments, etc. After payments above provided for, any balance to belong to general fund of County. Similar fund to be set up for all succeeding Clerks. Chapter 491 of Public-Local Laws of 1935 repealed.) Sent to Committee on Salaries and Fees.

SB 57. (Local - Guilford) - Hudgins

"To amend chapter 247 of the Public-Local Laws of 1927, relating to the salary of the County Treasurer of Guilford County." (Treasurer's compensation $3,900 per annum; required to discharge, in addition to duties prescribed by law, those assigned to him by the Board of County Commissioners.) Sent to Committee on Counties, Cities and Towns.

SB 58. (Local - Guilford) - Hudgins

"To amend section 4 of chapter 101 of the Public-Local Laws of 1919, as amended, relating to the salary of the Register of Deeds of Guilford County." (Compensation $4,800 per annum.) Sent to Committee on Counties, Cities and Towns.

SB 59. (Local - Guilford) - Hudgins

"To amend section 2 of chapter 427 of the Public-Local Laws of 1927, as amended, relating to the salary of the Sheriff of Guilford County." (Compensation $4,800 per annum.) Sent to Committee on Counties, Cities and Towns.

SB 60. (Private) - Daniel

"For the relief of William Hardy Davenport, former employee of the State Highway Commission." (Guaranteed a monthly pension of $30 out of Emergency and Contingency Fund for loss of eyes while working as tractor mechanic.) Sent to Committee on Public Roads.

BILLS INTRODUCED: HOUSE

HB 118. (Local - Scotland) - Moore of Scotland

"To prohibit the sale of wine and beer in Scotland County from 8 o'clock Saturday nights until 8 o'clock Monday mornings." (As indicated. Not more than $50 fine or 30 days imprisonment for violation.) Sent to Committee on Finance.

HB 119. (Local - Scotland) - Moore of Scotland

"To authorize the Board of County Commissioners of Scotland County to levy special taxes for special purposes." (10¢ on $100 valuation. Purposes: fire prevention and control, fire equipment, salaries and expenses of farm agent and other extension services and of accountant or auditor's office, and expense of audits of county departments.) Sent to Committee on Finance.

HB 120. (Local - Cumberland) - Stringfield and Cook

"To regulate the compensation of members of the county Board of Health in Cumberland County." (Per diem of $5.00 while in the actual performance of duties.) Sent to Committee on Counties, Cities and Towns.

HB 121. (Public) - Umstead and others

"To amend the School Machinery Act of 1939, to provide for a nine months school term." (See SB 54.) Sent to Committee on Education.

HB 122. (Local - Vance) - Watkins

"To abolish jury trials in all courts in Vance County inferior to the Superior Court except courts of Justices of Peace." (As indicated; covers both civil and criminal trials.) Sent to Committee on Courts and Judicial Districts.

HB 123. (Local - Vance) - Watkins

"To provide for the sharing of profits from the Alcoholic Beverage Control stores in Vance County with the City of Henderson." (As indicated. Henderson to receive 15% of the net profits, to be placed in debt service fund of the city.) Sent to Committee on Counties, Cities and Towns.

HB 124. (Public) - Wallace of Lenoir

"To amend Section 903 of Chapter 158 of the Public Laws of North Carolina, Session 1939, being 'An Act to Raise Revenue.'" (Requires penalty for reinstatement of corporation's articles of incorporation or certificate to do business in State be paid to Commissioner of Revenue, to be transferred to Secretary of State.) Sent to Committee on Finance.

HB 125. (Local - Caldwell) - Pritchett
"To extend the jurisdiction of police officers of the City of Lenoir, in Caldwell County, to include all of that territory situated within 1 mile of the corporate limits of said City." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 126. (Local - Clay) - Cherry
"To authorize the County Commissioners of Clay County to direct the Board of Elections to call an election for the purpose of submitting to the voters of said county the question of whether the sale of beer and wine in said county shall be prohibited." (As indicated. Books to remain open before election for registration, but special registration not required.) Sent to Committee on Elections and Election Laws.

HB 127. (Public) - Cook and Burgin
"Making unlawful the use of force or violence or threats thereof to prevent or attempt to prevent any person from engaging in any lawful vocation and providing penalties for the violation thereof." (As title indicates. Makes it unlawful for any person to use such force or threats, and for any person acting in concert with one or more other persons to assemble at or near any place of employment and by force prevent or attempt to prevent any person from engaging in lawful vocation, or interfere with free ingress to place of employment, or interfere with free use of public roads or other ways, or for any person to encourage such assemblage or interference. "Labor dispute" includes controversy between employer and two or more employees concerning terms and conditions of employment or concerning representation in arranging terms and conditions of employment. Penalty for violation: 1 to 2 years in State Penitentiary.) Sent to Committee on Judiciary No. I.

HB 128. (Local - Guilford) - Turner of Guilford, Caveness and Shreve.
"To abolish the office of Tax Collector in Guilford County, and consolidate the duties of Tax Collector and Supervisor." (Tax Supervisor given all powers, and subject to same penalties, as other tax collectors. Commissioners authorized to appoint the necessary assistants and clerks to carry out the Act, and to fix salary and bond of the Supervisor.) Sent to Committee on Counties, Cities and Towns.

HB 129. (Local - Guilford) - Shreve and others
"To permit the Board of Commissioners of Guilford County to pay the premiums on the bonds of deputy sheriffs and constables." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 130. (Public) - Shreve
"To provide for the burial of indigents dying outside the county of their settlement." (County Commissioners of any county authorized to appropriate out of general fund not more than $40.00 to provide burial for indigents dying in county, although it is not the county of their settlement. If person was citizen and resident of North Carolina, however, county of last settlement to repay sum expended for burial.) Sent to Committee on Judiciary No. 2.

HB 131. (Local - Guilford) - Caveness

"To provide for the appointment, salary, and duties of an assistant solicitor for the 12th Judicial District to assist in the prosecution of the criminal docket for the Superior Court of Guilford County." (To be appointed by the solicitor. Salary to be fixed by the County Commissioners at not less than $200 per month.) Sent to Committee on Judiciary No. 1.

HB 132. (Local - Robeson) - Buie and Graham

"To amend Chapter 634 of the Public-Local Laws of 1915 and to provide for the removal of and filling vacancies in the offices of Recorders and Solicitors in Recorders Courts in Robeson County." (Commissioners may declare temporary or permanent vacancy in offices for any of the following causes: wilful or habitual neglect to perform duties, wilful misconduct, or maladministration of office, corruption, extortion, conviction of felony, intoxication, and physical or mental incompetence. Commissioners to declare the period for which vacancy to last, and appoint someone to fill. If a permanent vacancy is declared, they are to fill the office until next general election. A permanent vacancy may not be declared except upon petition of five residents of district in which court is located.) Sent to Committee on Courts and Judicial Districts.

HB 133. (Public) - Umstead and others

"To amend Sections 5789 and 5791 of the Consolidated Statutes of 1919, relating to the membership of the Board of Trustees of the University of North Carolina." (See SB 52.)

HB 134. (Local - Currituck) - Boswood

"Requiring the sheriff, deputies sheriff, and special deputies sheriff whose salaries exceed the sum of $300 per annum to account to the general fund of Currituck County for all fees collected by virtue of their offices." (Required to make report to County Commissioners the first Monday in each month, showing total of all fees collected. Reports to be incorporated in minutes of the Board.) Sent to Committee on Counties, Cities and Towns.

HB 135. (Public) - Sellars

"To repeal the sales tax in its entirety, the same being Article V, Schedule E of the Revenue Act of 1939, as amended." (As title indicates.) Sent to Committee on Finance.

SENATE CALENDAR ACTION

Bills reported favorably:

SB 15, Procedure issuance certificate of title upon death; SB 35, Buncombe - extension time for funding and refunding bonds; SB 37, Rockingham - Investment agricultural shop funds; SB 39, Maximum fees certificates of incorporation; SB 45, State Highway Patrol retirement; SB 50, County, City, Town investment unused bond proceeds; HB 7, Currituck - appointment Newton N. Hampton special deputy sheriff.

Bills reported favorably as amended:

SB 26, Municipal Capital Reserve Act of 1943; SB 44, Increased court costs benefit officers' fund.

Bills passed 2nd reading:

SB 22, Montgomery - Town of Candor water bonds tax.

Bills passed 3rd reading:

HB 24, Rutherfordton - Validating certain bonds; HB 25, Hertford - Foxhound tax exemption.

Concurrence in House amendments:

SB 2, State post-war reserve fund.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SR 51, Caswell Training School Investigating Committee; SB 16, Halifax Commissioners Uniform Representation, sent to Committee on Counties, Cities and Towns.

Bills reported favorably:

HB 13, as to Committee Substitute, Mailed Notices in Foreclosures; HB 34, Currituck School Time; HB 88, Barber Board Funds; HB 91, Caswell - Payment of Sums Less Than $300 Due Deceased; HB 94, Photographers Fraudulent Practices; HB 107, Commercial Feedstuffs; HB 108, Stock and Poultry Tonics.

Bills reported unfavorably:

HB 9, Mailed Notice in Divorce Actions.

Bills passed 2nd reading:

SB 14, Recodification Bill; SB 25, Municipal Finance Act Amendment; HB 4, Rhodhiss Corporate Limits; HB 74, Pender--Caswell and Columbia Township Assumption; HB 75, Craven Electric and Water Bonds Validation; HB 92, Murfreesboro Bonds Validation.

Bills passed 2nd and 3rd readings:

HB 10, Currituck--Crawford Township Deputy's Salary; HB 22, Allegheny Back Tax Collector; HB 23, Madison Courthouse Janitor's Pay; HB 30, Orange Officials' Salaries; HB 50, Increasing Gates Commissioners; HB 53, Currituck Courthouse Lot; HB 54, Mount Olive Police; HB 56, Maiden Officials' Compensation; HB 59, Gates Officials' Compensation; HB 83, Hertford Claims and Revenues Publication; HB 84, Currituck Officers' Fees for Highway Patrol Process.

Bills passed three readings:

SB 51, Caswell Training School Investigating Committee.

Bills re-referred to Committees:

HB 62, Salaries of Commissioners of Agriculture and Labor.

Next sessions: Senate and House--10:00 A.M., January 23, 1943.
(Local Bills Only.)

#

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA
P. O. BOX 1657
TELEPHONE 33361
FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 16
January 23, 1943

Sessions: Senate--10:00 A. M.; House--10:00 A. M.

BILLS INTRODUCED: SENATE

None.

BILLS INTRODUCED: HOUSE

HB 136. (Local - Swain) - Edwards of Swain
"To amend Chapter 415 of the Public-Local Laws of 1941, relating to the transfer of the duties of Tax Collector to the County Accountant of Swain County." (Accountant to receive for services as accountant and tax collector $2400 per year.) Sent to Committee on Counties, Cities and Towns.

HB 137. (Local - Swain) - Edwards of Swain
"To amend Chapter 283 of the Public-Local Laws of 1941, relating to the per diem compensation of the Chairman of the Board of County Commissioners of Swain County." (Per diem of $7.00 for not more than seven days in any one month when actually engaged in performance of duties.) Sent to Committee on Counties, Cities and Towns.

HB 138. (Local - Avery) - McCoury
"To determine the nomination of all county offices in Avery County by a plurality of the votes cast by abolishing the second primary." (As title indicates. Person receiving highest number of votes in primary for each respective office to be the nominee.) Sent to Committee on Election and Election Laws.

HB 139. (Local - Avery) - McCoury
"Relating to the election and duties of the Tax Supervisor and Collector for Avery County by amending Chapter 409 of the Public-Local Laws of 1935." (Collector to make four trips annually to each voting precinct to collect taxes due; authorized to receive part payments. To exhaust all remedies to collect taxes out of personal property before selling real estate. To receive 2% of all tax collections for duties imposed by Chapter 409. New Section 4 of Chapter 409, providing above, to become effective on 1st Monday in July, 1943. New Section 7 provides a two-year term for Tax Collector and Supervisor.) Sent to Committee on Counties, Cities and Towns.

HB 140. (Local - Avery) - McCoury
"To amend Section 1443 of Volume 1 of the Consolidated Statutes of 1919, as amended, relating to the terms of court in Avery County." (Three two-weeks terms, for trial of both criminal and civil cases: 5th Monday after 1st Monday in March; 9th Monday before 1st Monday in September; and 6th Monday after 1st Monday in September.) Sent to Committee on Courts and Judicial Districts.

SENATE CALENDAR ACTION

Bills reported favorably:

SB 33, Eliminating dog tax criminal penalty; SB 36, Duplin - Unexpended county funds; SB 46, Sheriffs' liability for emergency special deputies; SB 47, Pursuit over county line.

Bills received from House:

HB 6, Cumberland--Fayetteville primary election law amendment, sent to Committee on Election Laws; HB 10, Currituck - Salary of deputy sheriff Crawford Township, sent to Committee on Salaries and Fees; HB 22, Allegheny - Appointing collector for back taxes, sent to Committee on Counties, Cities and Towns; HB 23, Madison Courthouse janitor's pay, sent to Committee on Salaries and Fees; HB 30, Orange officials' salaries, sent to Committee on Salaries and Fees; HB 50, Gates Commissioners increase, sent to Committee on Counties, Cities and Towns; HB 53, Currituck Courthouse lot, sent to Committee on Counties, Cities and Towns; HB 54, Mt. Olive police, sent to Committee on Counties, Cities and Towns; HB 56, Maiden officials' compensation, sent to Committee on Counties, Cities and Towns; HB 59, Gates officials' compensation, sent to Committee on Salaries and Fees; HB 76, Currituck Board of Education meetings, sent to Committee on Education; HB 83, Hertford publication of claims and revenues, sent to Committee on Counties, Cities and Towns; HB 84, Currituck officers' fees for State Highway process, sent to Committee on Salaries and Fees.

Bills passed 2nd and 3rd reading:

SB 37, Rockingham investment agricultural shop funds; HB 7, Currituck - Appointing Newton N. Hampton special deputy sheriff and tax collector.

HOUSE CALENDAR ACTION

Bills passed 2nd and 3rd readings:

HB 91, Caswell - Payment of sums less than $300 due deceased; HB 34, Currituck school time.

Next sessions: Senate and House--8:00 P. M., January 25, 1943.

Correction: SB 53 and HB 133 provide that four (instead of five, as reported) residents may be elected to the Board of Trustees of the University of North Carolina from any one of the counties of Wake, Orange and Guilford.

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 17
January 25, 1943

Sessions: Senate--8:00 P.M.; House--8:00 P.M.

BILLS INTRODUCED: SENATE

SB 61. (Local - Wayne) - O'Berry
"To authorize the Board of County Commissioners of Wayne County to remit taxes for 1943 on all real property in Wayne County which the United States Government took possession of for military purposes prior to January 1, 1943, pursuant to contracts executed prior to said January 1, provided such real property shall be conveyed to the United States or to some agency thereof for military purposes before July 1, 1943." (As title indicates.) Passed three readings and sent to House.

SB 62. (Local - Beaufort) - Daniel
"To fix the salary of the Chairman and Board of County Commissioners of Beaufort County." (Chairman to be paid $50 per month payable on first of each month; Commissioners to receive $10 per diem; all members of board to receive mileage for attending meetings as now prescribed by law.) Sent to Committee on Salaries and Fees.

BILLS INTRODUCED: HOUSE

HB 141. (Private) - Stoney
"To authorize the Commissioner of Revenue to refund $205.50 tax paid on gasoline used in stationary motors." (To refund to A. P. Causby of Morganton the amount due for tax-paid gasoline used in stationary motor in Burke.) Sent to Committee on Appropriations.

HB 142. (Local - Burke) - Stoney
"To repeal Chapter 430 of the Public-Local Laws of 1937 in order that nomination and election of members of the Burke County Board of Education may be again placed under the operation of the general statutes of North Carolina governing the nomination and election of county boards of education." (As title indicates.) Sent to Committee on Education.

HB 143. (Public) - Caveness and others
"To encourage the growing of grapes, fruits, and berries in North Carolina; to increase wine taxes; and to provide ways and means of administering 'The Wine Control Act of 1943.'" (Tax on Table Wines as defined in Wine Control Act to be 15¢ per gallon, on Dessert Wines to be 35¢ per gallon, to be collected by Commissioner of Revenue from wineries, bottlers, and wholesalers according to Schedule F of the Revenue Act and rules and regulations necessary for him

to promulgate. Penalty provided for failure to pay if Commissioner decides to use taxing method other than stamp; power to revoke license granted in addition. Sum equivalent to 2½¢ per gallon of taxes collected appropriated to "Wine Control Division" for administration of Control Act. 2½¢ per gallon further earmarked for use in promoting grape culture in North Carolina.) Sent to Committee on Finance.

HB 144. (Public) - Cavenees and others.
"To control the production, importation, exportation, transportation and sale of wine, and to amend and repeal existing laws in conflict with this Act." (Would create a Wine Control Division in the Department of Revenue under a Director to be appointed by the Governor at a salary of $6,600. Director to have power to adopt, with approval of Governor, rules and regulations with respect to production, bottling, labelling, sale and transportation of wine. Regulation 4, Article II, and Regulation 4, Article III and VI of the U. S. Treasury Department - "Standards of identity for wine" and regulations relating to "labelling and advertising wine"--adopted. Defines "wine," "table wine," "dessert wine." Other definitions. Permits required of wholesalers and of all producers, transporters, bottlers. Farmers permitted to produce 60 gallons per year from grapes on own land.) Sent to Committee on Finance.

HB 145. (Public) - Worthington
"To amend Section 7982 of Volume 2 of the Consolidated Statutes of North Carolina of 1919 relating to forfeiture of life estate in real estate for failure to pay taxes." (Statute rewritten. Life tenant liable for taxes assessed upon property he holds as such tenant. Life estate liable to forfeiture for failure to pay. Remainderman may redeem as provided by law, and may recover from life tenant any damages caused by neglect.) Sent to Committee on Judiciary No. 2.

HB 146. (Public) - Allen, Hatch and Allen
"To relieve certain officials from liability on account of failure to tax and collect the one dollar additional cost item prior to May 15, 1937, as provided in Chapter 349 of the Public Laws of 1937." (All officials required to levy and collect $1.00 additional costs for benefit of State Bureau of Identification and Investigation relieved from liability for failure to do so, through lack of notification, prior to May 15, 1937, the date of notification of requirement.) Sent to Committee on Judiciary No. 2.

HB 147. (Local - Watauga) - Jackson
"To authorize the County Commissioners of Watauga County to direct the Board of Elections to call an election for the purpose of submitting to the voters of said county the question of whether the sale of beer and wine in said county shall be prohibited." (As indicated.) Sent to Committee on Finance.

HB 148. (Local - Richmond) - Greene
"To amend Chapter 60 of the Public Laws of 1941, relating to inferior courts of Richmond County." (Judge and solicitor of court in Rockingham to be elected by the voters of all of Richmond County except those in Marks Creek Township.) Sent to Committee on Courts and Judicial Districts.

HB 149. (Private) - Gass, Gobble and Hudson
"To reimburse Paul Westmoreland of Forsyth County for damages to his automobile and person through collision with a school bus on April 15, 1941." (State School Commission authorized to pay $140 upon proper proof of accident and lack of contributory negligence.) Sent to Committee on Appropriations.

HB 150. (Local - Currituck) - Boswood
"To require the Sheriff, Deputy Sheriff, Special Deputy Sheriff and all other law enforcement officers in Currituck County to account to the general fund of Currituck County for all fees collected by virtue of their offices." (Reports to be made to the Board of County Commissioners the first Monday of each month and incorporated in minutes of the Board.) Sent to Committee on Counties, Cities and Towns.

SENATE CALENDAR ACTION

Bills received from the House:
HB 34, Currituck school time, sent to Committee on Propositions and Grievances; HB 91, Caswell--Payment of sums less than $300 due deceased, sent to Committee on Judiciary No. 2.

Bills passed 2nd reading:

SB 26, Municipal capital reserve act of 1943; SB 35, Extending time funding and refunding under County and Municipal Finance Acts; SB 44, Increased court costs benefit officers fund; SB 45, State Highway Patrol retirement.

Bills passed 2nd and 3rd reading:
SB 15, Procedure for certificate of title upon death; SB 33, Eliminating dog tax criminal penalty; SB 36, Duplin--Unexpended county fund; SB 39, Upper limit fees certificates of incorporation; SB 50, County, city, town investment unused bond proceeds.

Bills passed 3rd reading:
SB 22, Candor water bonds tax.

Bills passed three readings:
SB 61, Wayne tax remission.

HOUSE CALENDAR ACTION

Bills received from Senate:
SB 61, Wayne tax remission.

Bills passed 2nd reading:
HB 107, Commercial feedstuffs; HB 108, Stock and poultry tonics.

Bills passed 2nd and 3rd readings:
HB 13, Committee Substitute, Mailed notices in foreclosures; HB 78, Caswell deputies' fees for liquor seizures; HB 94, Photographers' Fraudulent Practices.

Bills passed 3rd reading:

SB 14, Recodification Bill; SB 25, Municipal Finance Act amendment; HB 4, Rhodhiss corporate limits reduction; HB 74, Pender--Caswell and Columbia townships bond assumption; HB 75, New Bern electric and water bonds validation; HB 92, Hertford--Murfreesboro bonds validation.

Bills passed three readings:

SB 61, Wayne tax remission.

BILLS RATIFIED

HB 36, Armed forces poll tax exemption; HB 37, Street assessment payment extension; HB 57, Wilson transient soldier center; HR 85, Invitation Henry B. Steagall.

Next sessions: Senate and House--12:00 noon, January 26, 1943.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 18
January 26, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 63. (Local - Rockingham) - Price
"To amend chapter 99 of the Public-Local Laws of session of 1941 as same relates to duties of the Clerk of Superior Court of Rockingham County." (Clerk of Superior Court of Rockingham County, immediately upon completion of calendar, required to furnish a copy to the Solicitor of the District and each participating Attorney, Justice of the Peace, Mayor, Deputy Sheriffs, and Police Officers; copy posted at the court house door.) Sent to Committee on Counties, Cities and Towns.

SB 64. (Public) - Whitaker
"To further amend section 3346, Volume 1, of the Consolidated Statutes of 1919, as amended by Chapter 24 of the Public Laws of 1929." (Provides that acknowledgement or probates of instruments taken prior to January 1, 1943 before persons who were officers, directors or stockholders of corporations which were parties to such instruments would not be held invalid for that reason.) Sent to Committee on Judiciary No. 2.

SB 65. (Public) - Johnson of Halifax
"To require payment of taxes as a condition precedent to the registration of deeds of real property." (No Clerk Superior Court may order any deed to real property registered, nor any register of deeds register such deed unless person registering deed shall file certificate, from sheriff or officer charged with collection of poll and property taxes of the county in which the land lies, that the property has been listed for taxation and taxes paid.) Sent to Committee on Judiciary No. 1.

SB 66. (Local - Halifax) - Johnson of Halifax
"To create a cemetery commission and to authorize the levying of a tax of ten cents on the one hundred dollars worth of property when approved by the qualified voters of the Town of Weldon, in Halifax County." (Tax levying authorities to levy the tax to purchase, operate and maintain municipal cemeteries; submitted at next municipal election; governing board of Town of Weldon to appoint a Cemetery Commission of not more than 5 members to find suitable lots, within or without the town limits, and make contracts for the purchase.) Sent to Committee on Finance.

SB 67. (Public) - Pittman

"To provide for the enrollment of Senate Bill fourteen, 'Revising and Consolidating the Public and General Statutes of the State of North Carolina' to provide that said bill shall not be printed in the volume of Public Laws of 1943 required to be printed under section 6111 of the Consolidated Statutes, and to authorize the changing of references in said bill to 'The North Carolina Code' to read 'The General Statutes'," and to provide for the codification and incorporation of the public laws enacted in 1943 in the final edition of the General Statutes." (As title indicates; typewriting and proofreading for enrollment and ratification not required for SB 14. Not to be printed by Secretary of State in the volume of session laws of 1943. The Division of Legislative Drafting and Codification of Statutes of the State Department of Justice, under direction of the Attorney General, to complete and perfect the General Statutes as enacted by the present General Assembly.) Sent to Committee on Recodification.

BILLS INTRODUCED: HOUSE

HB 151. (Local - Polk) - McDonald

"To authorize and empower the Commissioners of the Town of Tryon to locate and determine the street line along Trade street and the street leading to Godshaw Hill, in the Town of Tryon, in front of the property of W. B. Hodges, known as the Gulf Filling Station property, and to quitclaim title to any part of said property beyond the street line as so determined." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 152. (Public) - Shreve

"To amend section 101 of volume 1 of the Consolidated Statutes of North Carolina, which discharges the representative of a decedent from liability for assets paid if claim not presented within 12 months from first publication of notice, so as to reduce the time from 12 months to 6 months." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 153. (Public) - Shreve

"To amend section 74 of the Consolidated Statutes of North Carolina, which provides for the sale of realty if personalty is insufficient for debts, so as to authorize the clerk of the Superior Court to pay the dower interest in cash unless the widow elects to receive the income therefrom." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 154. (Public) - Shreve

"To amend section 100 of the Consolidated Statutes of North Carolina relative to barring an action on a claim filed by a creditor and rejected by a fiduciary so that the action must be brought within 90 days instead of within 6 months." (As title indicates; relates to disputed debts not referred.) Sent to Committee on Judiciary No. 2.

HB 155. (Public) - Shreve

"To amend section 45 of the Consolidated Statutes of North Carolina so as to change the time for exhibiting claims against a decedent from 12 months to 6 months; and to change from 6 weeks to 4 weeks the time for publishing the notice to creditors." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 156. (Public) - Shreve
"To amend section 47 of the Consolidated Statutes of North Carolina so as to reduce the time for the filing of a claim by a creditor of an estate from within 6 months to within 90 days after creditor is served personally." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 157. (Public) - Shreve
"To further amend section 2187 of the Consolidated Statutes of North Carolina, as amended, so as to compel the filing of an annual account by any guardian within 10, instead of 20, days from order." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 158. (Public) - Shreve
"To further amend section 106 of the Consolidated Statutes of North Carolina, as amended, relating to the procedure to compel the filing of an annual account by executors, administrators, collectors, and trustees under wills so as to shorten the time for filing from 20 to 10 days." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 159. (Public) - Shreve
"To amend section 2285 of the Consolidated Statutes of North Carolina, as amended, to authorize the appointment of a trustee instead of a guardian for any person adjudged insane, a lunatic, or an idiot, when such person is more than 21 years of age." (As indicated; also strikes out authority of clerk to name a trustee rather than a guardian for persons mentally or physically incapable of managing their own affairs by reason of infirmities of old age or disease.) Sent to Committee on Judiciary No. 2.

HB 160. (Public) - Shreve
"To amend section 1 of chapter 449 of the Public Laws of 1935 relating to investment in registered securities and deposit of same with the clerk of the Superior Court, so that the bond of the guardian is reduced in proportion to the total amount of the bond as the funds expended are to the total amount of the estate." (As title indicates. Present law decreases bond "in an amount equal to twice the amount of" funds invested in such securities and deposited with the clerk.) Sent to Committee on Judiciary No. 2.

HB 161. (Public) - Shreve
"To amend section 49 of volume 1 of the Consolidated Statutes of North Carolina, compelling executors, administrators and collectors to file an inventory and account of sale upon the order of the clerk of the Superior Court, so as to reduce the minimum time for obeying said order from 20 to 10 days." (As title indicates. Refers to delinquent inventories and accounts.) Sent to Committee on Judiciary No. 2.

HB 162. (Public) - Shreve
"To provide for the probate of wills of members of the armed forces of the United States." (Provides for probate of will of members of the armed forces and merchant marine executed while in active service upon the oath of at least three credible witnesses as to genuineness of signature, "whether there were subscribing witnesses thereto or not, if they, or either of them, is out of the state at the time said will is offered for probate.") Sent to Committee on Judiciary No. 2.

HB 163. (Public) - Shreve
"To repeal section 5027 of the Consolidated Statutes of 1919, relating to the investment of trust funds for the care of cemeteries and to empower the clerk of the Superior Court to invest such funds; and to amend section 5028 so as to make the official bond of the clerk liable for such funds." (As title indicates. The official bond would cover such funds instead of paying for a bond from the income from such investments.) Sent to Committee on Judiciary No. 2.

HB 164. (Public) - Ritch
"To amend chapter 120, section 38, of the Public Laws of 1929, relating to the amount of compensation paid to dependents of a deceased employee so as to give those who are both partly dependent and next of kin as defined in said Act an election as to benefits." (As title indicates. Relates to benefits under the Workmen's Compensation Act.) Sent to Committee on Unemployment Compensation.

HB 165. (Local - Davie) - Alexander
"To allow the deputy sheriffs and constables of Davie County a fee for the capture of illegally possessed or transported liquor." (If amount realized from sale of captured liquor is between $25 and $100, fee is to be $5; if between $100 and $200, fee to be $10; if between $200 and $300, fee to be $15; if between $300 and $400, fee to be $20; and if more than $400, fee to be $25, to be divided among participating deputies.). Sent to Committee on Counties, Cities and Towns.

HB 166. (Public) - Watkins
"To amend Section 164, Volume 1, of the Consolidated Statutes of 1919, relating to the custody and tuition of minor children in divorce actions." (Proviso added: where pleadings contain no allegations regarding care, custody, etc., of minor children of the marriage, judge to order Superintendent of Public Welfare to investigate and report to court whether there are children, and if so, to recommend as to the proper care, custody, etc.) Sent to Committee on Judiciary No. 2.

HB 167. (Local - Currituck) - Boswood
"To require the Board of Education of Currituck County to meet on the first Monday in each month in the court House at eleven o'clock Eastern Standard Time." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 168. (Public) - Tompkins
"To amend section 1 of Chapter 265 of the Public Laws of 1929, the same being an act relative to the division of territory and transfer of patients of the state hospitals, so as to allow the authorities of the State Hospital at Morganton in their discretion to admit members of the Eastern Band of Cherokee Indians." (Would allow hospital authorities at Morganton to admit and assign such Indians to any ward for hospitalization.) Sent to Committee on Mental Institutions.

HB 169. (Local - Hyde) - Davis
"To repeal Chapter 237 of the Public-Local Laws of 1935, relating to the election of county commissioners in Hyde County, and to require such commissioners to be elected pursuant to the general law." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 170. (Local - Caswell) - Woods

"To provide for a more uniform representation of the people of Caswell County on the Board of County Commissioners." (Increases board to 5 members and appoints 2 new members to take office first Monday in April, 1943: C. S. Walters and E. S. Butler. Sets up 5 county commissioner districts: No. 1, Yanceyville Township; No. 2, Pelham and Dan River Townships; No. 3, Milton and Leasburg Townships; No. 4, Hightowers and Anderson Townships; No. 5, Stoney Creek and Locust Hill Townships. One member to be elected from each district at each election for county commissioners, but method of selecting nominees is unchanged. If no commissioner is elected from any district from failure of candidates or other reason, clerk of Superior Court to appoint member for such district.) Sent to Committee on Counties, Cities and Towns.

HB 171. (Local - Ashe) - Blevins

"To place Ashe County under the State-wide primary law." (As indicated; would change from convention system.) Sent to Committee on Elections and Election Laws.

HB 172. (Local - Ashe) - Blevins

"To provide for a special election in Ashe County upon petition of 10% of the voters in that County in the last general election, on the question of prohibiting the sale of wine and beer in said County, expenses of said election to be paid by donations." (Election to be called upon petition and proof of sufficient pledges to pay costs.) Sent to Committee on Finance.

HB 173. (Local - Randolph) - Ferree

"To repeal section 9 of Chapter 623 of the Public-Local Laws of 1927, relative to the issuance of bonds of Randolph County." (Would repeal section entitled "An Act to fund the floating indebtedness of Randolph County.") Sent to Committee on Finance.

HB 174. (Public) - Wooten

"To amend sections 6785 through 6790 of Article 13 of the Consolidated Statutes, as amended, regulating the procuring and distribution of dead bodies for the promotion of medical science." (Provides for a North Carolina Board of Anatomy to consist of 3 members, one each from the school of medicine of Duke University, University of North Carolina, and Wake Forest College, which shall make rules for its government. Sets out regulations for the distribution of unclaimed dead bodies among the medical schools of the State.) Sent to Committee on Health.

HB 175. (Local - Wayne) - Taylor

"To amend Chapter 340 of the Public-Local Laws of 1937, authorizing the Board of Commissioners of Wayne County to place proceeds from tax suits and foreclosure sales for the year 1929 and prior years in the general fund of Wayne County so as to make the act applicable to the proceeds from tax suits and foreclosure sales for the year 1935 and prior years." (As title indicates.)

HB 176. (Local - Hoke) - Brown

"To amend Chapter 40 of the Public-Local Laws of 1929, relating to the laws of landlords and tenants, so that the county of Hoke shall be included therein." (Hoke included in provisions of section defining the period of time which shall constitute the yearly period of agricultural tenancy--December 1 to December 1.) Sent to Committee on Judiciary No. 1.

HB 177. (Local - Hoke) - Brown

"To amend Section 2366 of the Consolidated Statutes of North Carolina, the same being a part of the laws governing landlords and tenants, so as to include the county of Hoke thereunder." (Hoke included in provisions of statute making tenant's refusal to perform contract ground for dispossession.) Sent to Committee on Judiciary No. 1.

HB 178. (Public) - Hatch

"To repeal chapter 384 of the Public Laws of 1933 known as the State Housing Law." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 179. (Local - Cumberland) - Stringfield and Cook

"To regulate the terms of office of the Board of County Commissioners of Cumberland County by amending section 1292 of the Consolidated Statutes of North Carolina and chapter 589 of the Public-Local Laws of 1923." (Terms of incumbents from Districts 3 and 5 extended to first Monday in December, 1946, successors to be elected quadrennially thereafter. Incumbents from Districts 1, 2 and 4 to hold office until first Monday in December, 1944, successors to be elected thereafter quadrennially.) Sent to Committee on Counties, Cities and Towns.

HB 180. (Public) - Poole and Gass

"To regulate the closing hours of places selling beer and/or wine in North Carolina." (Would prohibit sales between 11:30 P.M. and 7 A.M. every day, and make it unlawful to allow consumption on the premises between midnight and 7 A.M. every day. Authorizes any county or municipality to prohibit sales between 11:30 P.M. Saturday and 7 A.M. Monday. Violation punishable by a fine of not less than $50 or imprisonment for not less than 30 days and revocation of license.) Sent to Committee on Finance.

HB 181. (See SB 67, above.) Sent to Committee on Recodification.

HB 182. (Local - Rowan) - Uzzell

"Relating to the settlement of back taxes due the Town of East Spencer in Rowan County." (Board of Aldermen authorized to collect, compromise, settle, etc., in its discretion, all back taxes due for the tax year 1940 and prior years, the settlement or compromise to fully discharge the debt and/or lien of the back taxes.) Sent to Committee on Judiciary No. 2.

HB 183. (Local - Stanly) - Morton

"To incorporate the Town of Aquadale in Stanly County." (To have all powers conferred by C. S. 56, relating to Municipal Corporations; defines town limits; creates governing board of mayor and five commissioners, and names present officers to serve until May, 1945; board authorized to elect a police officer and such other officials as necessary and provided for in Municipal Corporations Act, police officer having power to arrest anywhere within one mile of town limits. Officers appointed: mayor, Cecil Hopkins; commissioners, John Ray Green; George Boone, Ed Hinson, Sam Greene and John Austin.) Sent to Committee on Counties, Cities and Towns.

HB 184. (Local - Chowan) - Boswood

"To fix the salaries of the judge, solicitor, and clerk of the Recorder's Court of Chowan County, and to fix certain costs of said Court." (Judge and solicitor to receive not less than $50 nor more than $100 per month, clerk not less than $25 nor more than $50 per month, in discretion of county commissioners, beginning March 1, 1943. Fees of the judge and solicitor to be fixed by the commissioners at not less than $1 nor more than $5 each, to be taxed as part of the costs.) Sent to Committee on Courts and Judicial Districts.

HB 185. (Local - Onslow) - Arthur
"To allow the Board of County Commissioners of Onslow County, in its discretion, to revalue and readjust all real estate and personal property values during the year 1943." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

SENATE CALENDAR ACTION

Bills received from the House:
HB 4, Caldwell and Burke - Reducing corporate limits of Rhodhiss, sent to Committee on Counties, Cities and Towns; HB 13, Committee Substitute, Mailing notices in foreclosures, sent to Committee on Judiciary No. 2; HB 74, Pender - Caswell and Columbia Township bond assumption, sent to Committee on Public Roads; HB 75, Craven - Validating electric and water bonds, sent to Committee on Finance; HB 78, Caswell - Deputy's fee for liquor seizure, sent to Committee on Counties, Cities and Towns; HB 92, Hertford - Validating and legalizing Town of Murfreesboro bonds, sent to Committee on Finance; HB 94, Fraudulent photographers practices, sent to Committee on Judiciary No. 2.

Rereferred to committee:
SB 37, Rockingham - Agricultural shop funds, sent to Committee on Finance; SB 46, Liability sheriffs for emergency special deputies, sent to Committee on Judiciary No. 1.

Committee amendments adopted:
SB 44, Increased court costs benefit officers fund, had passed 2nd reading without incorporation of committee amendment. Amendment changes effective date to March 15, 1943, adopted and placed on 2nd reading calendar.

Bills passed 3rd reading:
SB 35, Buncombe - Extending time funding and refunding under county and municipal finance acts. Sent to House.

HOUSE CALENDAR ACTION

Bills received from Senate:
SB 15, Certificate of title to heirs of land registered under chapter 47, Consolidated Statutes, sent to Committee on Judiciary No. 1; SB 22, Montgomery - Candor water bonds tax, sent to Committee on Finance; SB 33, Eliminating dog tax criminal penalty, sent to Committee on Judiciary No. 1; SB 36, Duplin unexpended funds, sent to Committee on Counties, Cities and Towns; SB 39, Upper limit certificates of incorporation, sent to Committee on Judiciary No. 2; SB 50, Investment of unused bond proceeds by counties, cities and towns, sent to Committee on Finance.

Bills reported favorably:
SB 17, Deputy Clerks' transcripts validation; HB 90, Caswell - Fowls running at large.

Bills passed 2nd and 3rd readings:
HB 88, Barber Board funds.

Bills passed 3rd reading:
HB 107, Commercial feedstuffs; HB 108, Stock and poultry tonics.

Next sessions: Senate and House--12:00 noon, January 27, 1943.

#

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA
P. O. BOX 1657
TELEPHONE 33361
FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 19
January 27, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 68. (Public) - Daniel by request
"To require the appointments of county superintendents of public welfare, county health officers and game protectors to be approved by the Board of County Commissioners in the counties in which they are to serve." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

SB 69. (Local - Graham) - Whitaker
"To amend chapter 28 of the Public-Local Laws of 1941 relative to increasing the standard of the public school system of Graham County." (New section 5 substituted providing that any vacancy occurring in the membership of the Robbinsville, Stecoah and Tapoco school boards shall be filled by the Board of Education of Graham County.) Sent to Committee on Education.

SB 70. (Local - Surry) - Smith
"To amend chapter 692 of the Public-Local Laws of 1913, as amended by chapter 809 of the Public-Local Laws of 1915 and chapter 76 of the Public-Local Laws of 1925, relating to the appointment of a recorder's court of Mount Airy Township, Surry County." (Present recorder and prosecuting attorney to serve until first Monday in December, 1946. Successors to be appointed for terms of 4 years, and vacancies filled by the Surry County Commissioners and the Board of Commissioners of Mt. Airy, sitting in joint session under chairmanship of the Mayor of Mt. Airy whose vote shall break any tie.) Sent to Committee on Courts and Judicial Districts.

SB 71. (Public) - Taylor
"To amend section 16 of chapter 33 of the Public Laws of 1929, relating to the commitment of veterans to United States government hospitals." (Court may commit eligible persons when proceedings indicate that confinement necessary and Veterans Administration or other agency certifies that facilities are available. Personal service and right to be heard provided. Persons committed to be subject to regulations of institution, and superintendent to have same powers re custody, transfer, parole and discharge as superintendents of state mental institutions. Committing courts, of this and other jurisdictions, to retain jurisdiction to inquire into necessity for continued restraint, and law of committing state re custody, etc., may be applied by superintendent. Committing court to be notified of transfers. Transfers of persons confined pursuant to conviction of felony or misdemeanor regulated.) Sent to Committee on Federal Relations.

SB 72. (Public) - Johnson of Halifax
"To amend section 22 1/2 of chapter 358 of the Public Laws of 1939, relating to the change of the enrollment age of children in the public schools." (School children for school year 1943-1944, and each year thereafter, required to be six years of age on or before October 1 rather than December 31 as formerly.) Sent to Committee on Education.

SB 73. (Local - Cabarrus) - Palmer
"To amend chapter 199 of the Private Laws of 1921, being an act to amend the charter of the City of Concord relating to the Board of Cemetery Commissioners for the City of Concord, and the amount of funds to be used for the perpetual upkeep and management of Oakwood Cemetery." (New section 10 substituted; provides that Treasurer elected by Board of Cemetery Commissioners of City of Concord to pay over to trustees for the 'Funds for Perpetual Upkeep of Oakwood Cemetery in the City of Concord' the percentage of all lot sale moneys necessary for proper management of cemetery, remainder to be deposited in a bank of Concord approved by Board; regulates the disposition and handling of funds in the hands of the Board of Cemetery Commissioners.) Sent to Committee on Judiciary No. 1.

SB 74. (Public) - Larkins, Cherry and Pittman
"To authorize the purchase of sets of the revised statutes for distribution to the Superior Court judges and to the several clerks of the Superior Court of the state." (Department of Justice appropriated $2,947.50 from General Fund and authorized to purchase from publishers of the revised statutes 131 sets at agreed contract price $22.50 per set of 4 volumes; one set to each Superior Court Judge, including the Special and Emergency Judges, and each Superior Court Clerk for use in the discharge of public duties.) Sent to Committee on Appropriations.

SB 75. (Public) - Evans
"To amend chapter 326 of the Public Laws of 1935, authorizing the Commissioner of Labor with the approval of the Director of the Budget to fix the salary of the chief boiler inspector." (As title indicates.) Sent to Committee on Manufacturing, Labor and Commerce.

BILLS INTRODUCED: HOUSE

HR 186. (Resolution) - Askew
"Commending the Attorney General and the Division of Legislative Drafting and Codification of Statutes for compiling the General Statutes of North Carolina." (As title indicates) Passed three readings and sent to Senate.

HB 187. (Local - Yancey) - Bennett
"To fix the compensation of the chief deputy sheriff of Yancey County." (To receive salary of $50 a month from general fund; to be in addition to compensation received as county jailer.) Sent to Committee on Counties, Cities and Towns.

HB 188. (Local - Polk) - McDonald
"To appoint trustees of the Tryon-Saluda administrative school unit." (K. A. Bowen, James Lankford, R. E. Brantley, Mae Irene Flentye, H. G. Laughter, Ned Anderson, and Vernon T. Egerton appointed. Term to be from April 1, 1943 to March 31, 1945.) Sent to Committee on Education.

HB 189. (Public) - Horner
"To amend section 107, chapter 407, Public Laws of 1937, relating to speed limit of motor vehicles, to wit, private or public ambulances." (Ambulances removed from list of vehicles to which speed limit is not applicable.) Sent to Committee on Roads.

HB 190. (Local - Lee) - Horner
"To amend section 1293 of Volume 1, Consolidated Statutes, relative to the number of commissioners of Lee County." (Adds Lee County to those having five instead of three commissioners.) Sent to Committee on Judiciary No. 2.

HB 191. (Public) - Richardson
"To amend section 1713 of Chapter 310 of the Public Laws of 1939 so as to require remedies against personal property to be pursued before foreclosures for ad valorem taxes are instituted." (Subsection (b) of section 1713 of the Machinery Act rewritten. Drops provision that collector shall proceed against personal property if directed to do so by governing body, and makes it mandatory that he proceed against personal property before any action to foreclose the tax lien or the lien of a tax sale certificate against real property is instituted. Remainder the same.) Sent to Committee on Judiciary No. 2.

HB 192. (Local - Rutherford) - Price
"To repeal Chapter 95 of the Private Laws of 1935 and to provide for the election of a mayor and board of commissioners for the Town of Rutherfordton." (Mayor and four commissioners to be elected. Must file notice of candidacy 15 days before election day, and commissioners may, in their discretion, pass ordinance requiring filing fee. To be elected biennially by plurality of votes cast.) Sent to Committee on Counties, Cities and Towns.

HB 193. (Local - Wilkes) - Storey
"To prohibit the sale of beer and wine in Wilkes County during certain hours." (Prohibits sale between 8:00 P. M. on Saturday and 8:00 A. M. on Monday, and between 8:00 P. M. and 8:00 A. M. each week day.) Sent to Committee on Finance.

HB 194. (Local - Wilkes) - Storey
"To allow the arresting officers of Wilkes County a fee for the capture of illegally possessed or illegally transported tax-paid liquor." (If amount realized from sale of captured liquor is between $25 and $100, fee is to be $5; if between $100 and $200, fee to be $10; if between $200 and $300, fee to be $15; if between $300 and $400, fee to be $20; and if more than $400, fee to be $25, to be divided among participating deputies.) Sent to Committee on Counties, Cities and Towns.

HB 195. (Local - Wilkes) - Storey
"To amend chapter 416 of the Public-Local Laws of 1939, which is an act to fix minimum jail fee for turn-key fee for the sheriff of Wilkes County and to fix the custody and management of the jail of Wilkes County, in order to raise the fee therein allowed for the care of prisoners." County Commissioners authorized to appropriate from the general fund to sheriff a minimum of 60¢ per day for each prisoner kept in the jail.) Sent to Committee on Counties, Cities and Towns.

HB 196. (Local - Brunswick) - McLamb
"To require the county commissioners of Brunswick County to sell county property only at public auction and after giving notice." (Provides for advertisement, report of sale to clerk Superior Court within 5 days, and resales upon filing of increased bids within 10 days.) Sent to Committee on Counties, Cities and Towns.

HB 197. (Local - Brunswick) - McLamb
"To provide for the election of a tax collector in Brunswick County, to fix the salary therefor, and to provide for assistants." (Tax collector to be elected at general election in 1944 and biennially thereafter. Salary to be $2,400 per year plus $100 per year for travel expense. Collector to nominate, and county commissioners to appoint, in their discretion assistants and fix their compensation.) Sent to Committee on Counties, Cities and Towns.

HB 198. (Public) - Sumner and Askew
"Prescribing the maximum rate of speed for motor vehicles and motorcycles during the existing state of war, to protect life and property and to conserve rubber and gasoline." (35 m.p.h. maximum fixed for duration, except for police and emergency vehicles, subject to increase or decrease by Governor and Council of State to conform to national war policy.) Sent to Committee on Roads.

HB 199. (Local - Currituck) - Boswood
"To increase the compensation of members of the County Board of Elections to $5 per day in order to place all members on an equal basis with the chairman of said Board of Elections while engaged in the discharge of their duties." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

SENATE CALENDAR ACTION

Bills reported favorably:
SB 43, Creation 21 solicitorial districts; SB 53, Sessions superior courts cities 35,000; SB 67, Enrollment SB 14; HB 47, Interstate Cooperation Committee to attend meetings.

Bills received from the House:
HB 88, Barber board funds, sent to Committee on Judiciary No. 1; HB 107, Commercial feeding stuffs, sent to Committee on Agriculture; HB 108, Stock and poultry tonics, sent to Committee on Agriculture.

Bills passed third reading:
SB 44, Increased court costs benefit officers fund, floor amendment adopted providing no part of costs to be paid by any county or municipality, passed third reading as so amended.

HOUSE CALENDAR ACTION

Bills received from the Senate:
SB 35, extension of time under County and Municipal Finance Acts, sent to Committee on Finance.

Bills reported favorably:

SB 22, Montgomery, Candor water bonds; SB 39, fees for incorporation; SB 50, county city and town unused bond proceeds; HB 45, as to Committee Substitute, Constitutional amendment Commissioners Labor and Agriculture; HB 93, Gates, sale of real estate to make assets; HB 112, Graham County property; HB 119, Scotland, special tax authorization; HB 124, penalty reinstatement corporate charter; HB 129, Guilford, deputies and constables bond premiums; HB 173, Randolph, floating indebtedness.

Bills passed 2nd and 3rd reading:

SB 17, Validating transcripts of deputy clerks; HB 90, Caswell, fowls running at large, sent to the Senate.

Bills passed three readings:

HR 186, Commending Legislative Drafting Division.

Next sessions: House and Senate--12:00 o'clock noon, January 28, 1943.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 20
January 28, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 76. (Local - Union) - Funderburk
"To repeal chapter 290 of the Public-Local Laws of 1941 relating to Justices of the Peace insofar as that act applies to Union County." (Act referred to limits number of Justices of the Peace, requires bonds, and fixes their fees.) Sent to Committee on Justices of the Peace.

BILLS INTRODUCED: HOUSE

HB 200. (Public) - Richardson
"To amend section 492 of the Consolidated Statutes relating to the defense of actions after judgment on substitute service by exempting action for the foreclosure of county and municipal taxes from the operation of said section." (Would remove defendants in actions to foreclose county and municipal taxes from those allowed to defend after judgment on substitute service.) Sent to Committee on Judiciary No. 2.

HB 201. (Public) - Richardson
"To amend chapter 149 of the Public Laws of 1927, relating to the regulation of the sale of securities within the State of North Carolina." (Name changed from "Capital Issues Law" to "Securities Law." "Whiskey warehouse receipts" added to list of stocks, etc., included in the term "securities," as well as "any instrument representing any interest or right in or under any oil, gas or mining lease, fee or title, or rights or interests in land from which petroleum or minerals are, or are intended to be, produced.") Sent to Committee on Judiciary No. 2.

HB 202. (Public) - Stone and others
"To provide educational advantages for children of veterans of the present World War." (Children of veterans of present war included in the provisions for educational advantages of C.S. 5912(m) and 5912(o). Number of children who may qualify under C.S. 5912(o), relating to partially disabled veterans, increased from five to fifteen.) Sent to Committee on Appropriations.

HB 203. (Public) - Jernigan
"To amend section 130 of chapter 158 of the Public Laws of 1939, the same being the Revenue Act of 1939, as amended by chapter 50 of the Public Laws of 1941, so as to add penny self-service machines, contributing to the visually handicapped, to those exempt from state-wide license." (Would exempt penny vending machines that contribute 20% of their gross revenue to work for the visually handicapped.) Sent to Committee on Finance.

HB 204. (Local - Catawba) - Shuford
"To amend the charter of the City of Hickory so as to grant persons living without the corporate limits but within the boundaries of the Hickory City Administrative School Unit the right to vote for the election of school trustees." (Unit divided into six wards, each to elect one trustee, the entire unit to elect one trustee. Boundaries of wards set out. Trustees to be elected for five years at regular city elections. If territory added to the Unit, City Council authorized to change boundaries to take care of the additions.) Sent to Committee on Counties, Cities and Towns.

HB 205. (Local - McDowell) - Rabb
"To repeal the charter of the Town of Nebo in McDowell County, North Carolina, and to provide machinery for the liquidation and disposition of the assets of said town." (To be effective July 1, 1943. No taxes to be levied for 1943, no officials elected, and no bonds, notes, or other certificates of indebtedness issued. Present officials to continue to serve until July 1, then to become trustees for the purpose of winding up the town's business. Funds on hand and moneys collected to become property of Nebo Public School, to be expended for its benefit under the supervision of the McDowell County Board of Education.) Sent to Committee on Counties, Cities and Towns.

HB 206. (Public) - Allen, Arch T.
"To authorize the Secretary of State to enroll in a book, to be provided for that purpose, the Constitution of North Carolina of 1868 and all subsequent amendments thereto." (As title indicates.) Sent to Committee on Judiciary No. 1.

HB 207. (Local - Randolph) - Ferree
"To authorize the Board of County Commissioners of Randolph County to complete the quadrennial assessment of real property for taxation in the year 1943, and validating actions taken heretofore with respect thereto." (As title indicates. Authorizes completion of revaluation begun in 1941, and adjustments in such valuations as of January 1, 1943 as may be necessary.) Sent to Committee on Counties, Cities and Towns.

HB 208. (Local - Surry) - Dobson
"To amend chapter 141 of the Public-Local Laws of 1925, relating to the appointment of a tax supervisor and purchasing agent of Surry County." (Present tax supervisor and purchasing agent to hold office until first Monday in December, 1944, when Board of Commissioners shall appoint successor, who shall hold office for two years; office to be filled by appointment every two years thereafter.) Sent to Committee on Counties, Cities and Towns.

HB 209. (Local - Person) - Burns
"To provide for the registration of pistols and similar firearms by owners thereof in Person County." (Requires registration of pistols, revolvers, short arm machine guns or sub-machine guns by owners or those having custody, with the clerk of Superior Court. Person acquiring possession of such arms shall register them within 10 days, and upon a subsequent transfer shall report same within 5 days and cause registration to be made in name of new owner. Failure to register guns a misdemeanor, and unregistered guns subject to confiscation. Form of certificate of registration set out.) Sent to Committee on Judiciary No. 1.

HB 210. (Local - Person) - Burns
"To repeal chapter 34 of the Public Laws of 1941 relating only to the method of electing county commissioners in Person County." (Repeals Act which divided county into county commissioner districts.) Sent to Committee on Counties, Cities and Towns.

HB 211. (Local - Perquimans) - White
"To amend chapter 295, Private Laws of 1903, as amended by chapter 264, Private Laws of 1915, as amended by chapter 200, Private Laws of 1939, relative to the term of office of the mayor and commissioners of the Town of Hertford in Perquimans County, North Carolina." (Submitting to a vote of people whether to increase the term of the mayor and commissioners from two to four years.) Sent to Committee on Counties, Cities and Towns.

HB 212. (Public) - Burgin and others
"To amend chapter 25 of the Public Laws of 1941 creating a teachers and state employees retirement system so as to provide full retirement benefits for county extension agents." (As title indicates. Would require county commissioners to deduct same percentage from that part of extension agent's salary paid by them as is deducted by the State on that part of salary paid from State and Federal funds, and to pay into the fund the same percentage on the salaries as is paid by the State.) Sent to Committee on Counties, Cities and Towns.

HB 213. (Local - Wilkes) - Storey
"To amend section 65(a) of the Consolidated Statutes of 1924, as amended, providing for payment to clerk of sums not exceeding $300.00 due intestate, to include in counties therein provided for the County of Wilkes." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 214. (Public) - Reynolds, Loftin and Craig
"To amend subsection 2, of section 5, chapter 25, of the Public Laws of 1941, creating the Teachers and State Employees Retirement System." (Provides that members now in service who were members prior to July 1, 1942 and who were entitled to prior service, and who were above 60 on date of establishment of system, shall receive credit for service rendered prior to July 1, 1941.) Sent to Committee on Education.

HB 215. (Local - Pitt) - Worthington
"To amend chapter 222 of the Private Laws of 1883 relating to the charter of the Town of Grimesland in Pitt County." (Provides that elective officers of the Town, to consist of a mayor and 5 aldermen, be elected biennially under general laws, beginning the first Monday in May, 1945. Oaths of office prescribed. Aldermen to appoint a treasurer, clerk to the board, and necessary police officers who shall serve at will of board and give such bond as may be required, premiums to be paid by the Town. Present officers to continue until first Monday in July, 1945. Vacancies to be filled in accordance with general law. Salaries: mayor and aldermen, $5 per meeting, not to exceed 12 meetings per year; treasurer, not to exceed $100 per year; clerk and police officers, to be fixed by the board.) Sent to Committee on Counties, Cities and Towns.

HB 216. (Local - Currituck) - Boswood
"To increase the compensation of judges of elections in Currituck County for their services on the day of a primary or election from the sum of four dollars to the sum of five dollars in order to place the compensation of said judges of election on the same basis as registrars." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 217. (Public) - Stoney and others

"Providing for the establishment of an institution for the care of delinquent Negro girls in North Carolina." (Would create State Training School for Negro girls under management of board of 7 directors to be appointed by the Governor for 4-year terms. Board to constitute a board of parole for inmates, and to appoint from among its members a president and secretary for terms of 1 year. Woman to be appointed as superintendent. To receive girls under 16 committed by juvenile courts and may enter contract for Federal prisoners, subject to approval of the Budget Bureau. May acquire property by purchase or gift, but no property to be purchased without specific authority of General Assembly. Would appropriate $25,000 for biennium ending June 30, 1945.) Sent to Committee on Public Welfare.

SENATE CALENDAR ACTION

Bills received from the House:

HB 90, Caswell--fowls running at large, sent to Committee on Judiciary No. 2; HR 186, Resolution commending Attorney General, passed three readings and ordered enrolled for ratification.

Bills re-referred to committees:

Sb 26, Municipal Capital Reserve Act of 1943, floor amendments adopted and re-referred to Committee on Finance. (The amendments adopted were as to details of the Act; collections of ad valorem taxes levied for debt service inserted as a source of the fund; maturity of bonds of the municipality which could be purchased through the fund reduced from 10 to 5 years; payment of maturing serial bonds and interest bonds in accordance with a determined plan of amortization added as a use for fund moneys; provision added that no part of the fund consisting of moneys derived from the collection of taxes levied for debt service to be used for any but enumerated purposes; sinking funds for retirement of term bonds may be provided before allocation of unappropriated surplus revenues and unencumbered balances to a capital reserve fund.)

Bills reported favorably:

SB 34, Halifax--Tax collectors to carry arms; SB 48, Greene--reports of Superior Court clerk; SB 57, Guilford--salary county treasurer; SB 58, Guilford--salary register of deeds; SB 59, Guilford--salary of sheriff; SB 63, Rockingham--duties of Superior Court clerk; SB 64, Validation acknowledgments before officers, stockholders or directors of corporations; HB 4, Caldwell and Burke--reducing Rhodhiss corporate limits; HB 13, Mailing notices in foreclosures; HB 22, Allegheny--appointing collector for back taxes; HB 50, Gates--increasing membership Board County Commissioners; HB 53, Currituck--use of space on courthouse lot; HB 54, Wayne--Mt. Olive police duties and fees; HB 56, Catawba--Maiden mayor and aldermen's compensation; HB 78, Caswell--deputy's fee for liquor seizures; HB 83, Hertford--publication of claims and revenues; HB 91, Caswell--sums due decedents; HB 94, Photographers' fraudulent practices.

Bills passed 2nd and 3rd readings:

SB 43, Creation 21 solicitorial districts; SB 47, Pursuit over county line; SB 53, Sessions Superior Courts cities over 35,000; SB 67, Enrollment of SB 14.

Bills passed 3rd reading:
SB 45, State Highway Patrol retirement.

Bills passed three readings:
HR 186, Resolution commending Attorney General.

HOUSE CALENDAR ACTION

Bills reported favorably:

HB 28, McDowell grand jury terms; HB 60, Gates grand jury terms; HB 61, Gates recorder's court judge and solicitor's term and compensation; HB 86, Retirement of judges; HB 87, Special judges; HB 95, Forsyth--Rural Hall fire equipment; HB 99, Currituck--Fruitville deputy; HB 110, Post-mortem of insane; HB 117, Currituck board of elections chairman's compensation; HB 122, Vance jury trial in inferior courts; HB 123, Vance sharing A.B.C. profits; HB 139, Avery tax collector's duties; HB 148, Richmond--Rockingham court officials' election; HB 150, Currituck law enforcement officers' fees; HB 167, Currituck Board of Education meetings; HB 170, Ashe primary law; HB 174, Distribution of dead bodies; HB 179, Cumberland Commissioners' terms; HB 189, Currituck Board of Elections' pay.

Bills reported unfavorably:

HB 70, Alexander--veterinary practice; HB 134, Currituck sheriff's fees.

Bills passed 2nd reading:

SB 22, Montgomery--Candor water bonds tax; SB 39, Upper limit for certificates of incorporation; HB 119, Scotland special tax authorization.

Bills passed 2nd and 3rd readings:

SB 50, Investment of county, city and town unused bond proceeds; HB 45, Committee Substitute (adding Insurance Commissioner to provisions of bill), Constitutional amendment, Agriculture and Labor Commissioners; HB 93, Gates--sale of real estate to make assets; HB 112, Graham County property sale; HB 124, Penalty reinstatement corporate charter; HB 173, Randolph floating indebtedness.

BILLS RATIFIED

SB 2, State post-war reserve fund; SR 51, Investigating Caswell Training School; SB 61, Wayne--military purposes land tax remission; HB 7, Currituck--appointing Newton N. Hampton special deputy sheriff; HB 24, Rutherford--certain Rutherfordton bonds validated; HB 25, Hertford--foxhound tax exemption.

Next sessions: Senate and House--12:00 noon, Janaury 29, 1943.

#

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA
P. O. BOX 1657
TELEPHONE 33361
FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 21
January 29, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 77. (Public) - Farthing
"To supplement the appropriation of the Adjutant General by providing funds for the administration of nine additional units of the North Carolina State Guard." (As title indicates; $5,800 from general fund for fiscal year 1943-44 and an equal amount for fiscal year 1944-45; expendable subject provisions Executive Budget Act.) Sent to Committee on Military Affairs.

SB 78. (Public) - Farthing
"To appropriate funds for the equipment of the North Carolina State Guard." (As title indicates; $118,901.95 from general fund for next biennium; subject to provisions Executive Budget Act.) Sent to Committee on Military Affairs.

SB 79. (Public) - Farthing
"To appropriate funds for a ten day encampment of the North Carolina State Guard." (As title indicates; $103,349.12 from general fund for fiscal year 1943-44 and equal amount for fiscal year 1944-45; for pay of officers and men, rations, transportation, and other expenses; subject to Executive Budget Act.) Sent to Committee on Military Affairs.

SB 80. (Local - Buncombe) - Hodges
"To amend chapter 121 of the Private Laws of 1931, as it relates to the Library Board of the City of Asheville." (Library Board declared an administrative agency of City with general supervision and control of libraries; six members elected by City Council, five members residents of Asheville, one resident Buncombe County outside City; at first Council meeting after third Monday in May, 1943, 6 members to be elected to Board, 3 for 4 and 3 for 2 years; thereafter on third Monday in May next following election of City Council, 3 members to be elected for a period of 4 years; vacancies to be filled by Council.) Sent to Committee on Counties, Cities and Towns.

SB 81. (Local - Wilson) - Eagles
"To authorize the Board of Commissioners of Wilson County to appoint someone other than the register of deeds as clerk to the said board of commissioners." (Commissioners may appoint an official other than register to act as clerk, duties as clerk to be performed ex officio at additional compensation fixed by Board of Commissioners; existing records to remain in custody of register of deeds, future records in custody of person appointed clerk; person appointed

may certify copies of minutes and records; seal to be adopted for clerk by Board; by resolution Board may designate register of deeds as ex officio clerk.) Sent to Committee on Counties, Cities and Towns.

SB 82. (Public) - Cherry by request
"To amend chapter 53 of the Public Laws of 1933 so as to extend the provisions for free privilege licenses for the blind veterans of the armed forces to transact business in this state." (Adds new section 3 (a), providing that blind veterans issued free license under the Act prior to 1941 shall be entitled to free privilege licenses so long as they continue visually handicapped.) Sent to Committee on Finance.

SB 83. (Local - Guilford) - Hudgins
"To authorize the copying of the names of the registered electors in certain precincts within the corporate limits of the City of Greensboro from the general election registration books and to make such electors eligible to vote in Greensboro municipal primaries and elections." (Applies to Old Greensboro Precinct 4, New Precincts 4 and 19.) Sent to Committee on Election Laws.

SB 84. (Public) - Mitchell and Wade
"To amend chapter 25 of the Public Laws of 1941 creating a teachers and state employees retirement system in North Carolina, to permit the Board of Trustees to make regulations preventing injustices and inequalities not otherwise covered by the act and to permit the re-employment of teachers and state employees who have been retired on account of age when needed during any emergency." (Authorizes board of trustees to adopt rules and regulations to prevent injustices and inequalities. Members retired on account of age may be re-employed during any period of emergency declared by the board of trustees. Notice of desire to re-employ to be sent by employer to the Executive Secretary of the Board of Trustees, who suspends service retirement benefits during period re-employment; no deductions to be made during period of re-employment or paid by employer; retirement benefits to begin again upon termination of contract of re-employment.) Sent to Committee on Judiciary No. 1.

SB 85. (Public) - Daniel
"To amend ditch laws and provide for joint drainage of low lands." (Adds new section to C. S. 5280(a) providing whenever 300 acres or more of cultivated land owned by more than one person has no joint canal or ditch dug for drainage and has a natural declivity whereby the lands may be drained, an owner may apply to the clerk of the Superior Court petitioning for construction of drainage canal. Copy of petition to all landowners. Clerk to hear evidence and determine advantage, and appoint two freeholders and a surveyor to report evidence thereon by a map. Costs and acreage of all landowners benefited to be reported to Court and costs to be apportioned. Enforceable by foreclosure. Surveyor and two commissioners appointed to constitute a permanent Board of Commissioners to be charged with maintenance and upkeep, fill vacancies, and institute action for collection of assessments.) Sent to Committee on Judiciary No. 1.

SB 86. (Public) - Palmer
"To amend chapter 179 of the Public Laws of 1933 regulating the practice of cosmetic art, to provide for the renewal of certificates of retired operators." (Section 25 amended by striking out the limitation of three years contained in last sentence; purpose declared to be that one who has retired

from practice cosmetic art, and desires to re-enter, may, without limitation as to length of retirement, do so by filing with Board of Cosmetic Art Examiners a certificate of physical fitness and paying the required restoration fee, without being required to retake the examination given new applicants for license.) Sent to Committee on Judiciary No. 1.

SB 87. (Public) - Price, Carlyle, Eagles, Ballentine, Blythe
"To amend the Machinery Act of 1939, with reference to the taxation of any new motor vehicles the sale of which is frozen in the hands of the dealers owning the same." (Adds new section 909 to chapter 310, providing that governing bodies of tax assessing units of several counties are authorized to assess new vehicles at a reduced value because of war-time restrictions.) Sent to Committee on Finance.

SB 88. (Public) - Taylor, Cherry and Blythe
"To provide educational advantages for children of veterans of the present world war." (See HB 202, introduced January 28, 1943.) Sent to Committee on Military Affairs.

BILLS INTRODUCED: HOUSE

HB 218. (Public) - McDougle
"To amend chapter 77 of the Public Laws of 1925, as amended, relating to the merger or consolidation of corporations, so as to permit corporations of this State to merge as well as consolidate, and to permit corporations of this State to merge and consolidate with corporations of other states." (As title indicates. Rewrites C. S. 1224(a), (b), (c), (d), (e) and (f), setting out proceedings for consolidation or merger, status of old and new corporations, rights of dissatisfied stockholders, and liabilities and powers of resulting or surviving corporations.) Sent to Committee on Corporations.

HB 219. (Public) - Caveness
"To appropriate funds for a ten day encampment of the North Carolina State Guard." (See SB 79.) Sent to Committee on Appropriations.

HB 220. (Public) - Caveness
"To appropriate funds for the equipment of the North Carolina State Guard." (See SB 78.) Sent to Committee on Appropriations.

HB 221. (Public) - Caveness
"To supplement the appropriation of the Adjutant General by providing funds for the administration of nine additional units of the North Carolina State Guard." (See SB 77.) Sent to Committee on Appropriations.

HB 222. (Public) - Caveness
"To authorize the use of school busses for the transportation of the North Carolina State Guard or the National Guard to and from places of encampment when ordered by the Governor." (As title indicates. When used for such purpose, busses to be operated by members or employees of these organizations, and expenses of operation and repairs to be paid from funds of the State Guard or National Guard.) Sent to Committee on Military Affairs.

HB 223. (Public) - Caveness
"To fix age limits for membership in the North Carolina State Guard." (Membership to be open to men of not less than 18 and not more than 50 years of age.) Sent to Committee on Military Affairs.

HB 224. (Public) - Shreve
"To amend section 2165 of Volume 1 of the Consolidated Statutes of North Carolina so as to exclude guardians, whose bond is executed by a surety company, from the provisions of said section." (Guardians whose bonds are executed by a surety company not required to renew bonds every three years, as required by this section.) Sent to Committee on Judiciary No. 2.

HB 225. (Public) - Shreve
"To amend section 109 of Volume 1 of the Consolidated Statutes of North Carolina relating to the filing of final accounts by executors and administrators." (Allows voluntary filing of final account at any time after elapse of 12 months from date of first publication of notice to creditors.) Sent to Committee on Judiciary No. 2.

HB 226. (Public) - Shreve
"To amend section 2591 of the Consolidated Statutes of North Carolina, which regulates the reopening of sales of real estate upon an advanced bid, so as to limit the deposit on an increased bid to a minimum of twenty dollars ($20) and to increase the amount required on bids in excess of five hundred dollars ($500)." (Applies to foreclosure, execution, administrator's, executor's or other fiduciary's sales. Provides for resale where, within 10 days from sale, bid is increased $20 where sale price was $200 or less, or 10% of sale price where it was between $200 and $500, or 10% of first $500 and 5% of excess where sale price was over $500, the amount of the increased bid to be deposited with the clerk of Superior Court. All sales to be reported to clerk within 5 days.) Sent to Committee on Judiciary No. 2.

HB 227. (Public) - Shreve
"To amend chapter 281 of the Public Laws of 1931, as amended, and chapter 549 of the Public Laws of 1933, as amended, with reference to investments and deposits by clerks of the Superior Court." (Clerk may invest funds in: U. S. Government bonds; U. S. Postal Savings Certificates; North Carolina State bonds; North Carolina county or municipal bonds approved by Local Government Commission; certificates of deposit properly protected; stock of any North Carolina building and loan association, provided investment approved by Insurance Commissioner; stock of any Federal savings and loan association, upon approval of Home Loan Bank at Winston-Salem. Clerks may invest funds of infants and persons non compos mentis to manage or cultivate lands belonging to such persons, with approval of resident judge.) Sent to Committee on Judiciary No. 2.

HB 228. (Public) - McDougle
"To enable blind persons to be accompanied by their 'seeing-eye guide dogs' in all public conveyances and in all places of public accomodation." (As title indicates. Forbidding such person rights herein provided made a misdemeanor.) Sent to Committee on Judiciary No. 1.

HB 229. (Local - Bertie) - Spruill
"To fix the salaries of the Mayor and Commissioners of the Town of Aulander." (Mayor to receive $100 per year, each commissioner to receive $60 per year.) Sent to Committee on Counties, Cities and Towns.

HB 230. (Local - Bertie) - Spruill
"To prohibit the sale of wine or beer in the Town of Aulander between the hours of eleven o'clock P.M. on Saturdays and six o'clock A.M. on Mondays following." (Unlawful to sell or buy between hours named, within

corporate limits of town and within an area to be formed by a circle with a radius of 2 miles from center of intersection of Main and Commerce Streets in Aulander, provided that the Act not apply to any territory within circle lying outside Bertie County.) Sent to Committee on Finance.

HB 231. (Public) - Spruill
"To authorize the admission of an alien wife of a citizen and resident North Carolinian to the State hospitals." (Amends chapter 265, Public Laws of 1929, to allow this procedure.) Sent to Committee on Mental Institutions.

HB 232. (Local - Ashe) - Blevins
"To repeal chapter 420 of the Public-Local Laws of 1937 authorizing the Board of Commissioners of Ashe County to increase or decrease the assessed valuation of individual parcels of real estate in Ashe County." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 233. (Private) - Price
"To reimburse William V. Hensley of Rutherford County for damages to his automobile through collision with a school bus in October, 1942." (State School Commission authorized to pay $200 to William V. Hensley.) Sent to Committee on Appropriations.

HB 234. (Private) - Price
"To reimburse Mrs. Worth Jackson, the former Miss Verna Ree Allen, for injuries sustained in a collision with a school bus on July 29, 1941." (State School Commission authorized to pay Mrs. Jackson $300.) Sent to Committee on Appropriations.

HB 235. (Local - Wayne) - Taylor
"To amend chapter 56 of the Public-Local Laws of 1939 so as to authorize the County Commissioners of Wayne County to turn into the general fund of the county all taxes collected for the year 1935 and all prior years." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 236. (Public) - Taylor
"To amend subsection 5 of section 24 of Chapter 145 of the Public Laws of 1931 as amended by chapter 16 of the Public Laws of 1941, relating to gasoline road tax refunds." (Provides for the exclusion from the provisions of the law any motor fuel lost by reason of accidental or providential cause, and allows Commissioner of Revenue to refund taxes paid on such fuel, upon proper proof.) Sent to Committee on Finance.

HB 237. (Public) - Tompkins
"To make the provisions of chapter 8, Public Laws of 1939, known as 'Veterans Employment Preference Act' applicable to the veterans of the present war." (As title indicates.) Sent to Committee on Public Welfare.

HB 238. (Local - Franklin) - Lumpkin
"To amend chapter 87 of the Public-Local Laws of 1935 relating to the service of grand jurors in Franklin County." (Proviso added: if for any reason the first scheduled Fall and Spring terms are not held, then the said 9 additional jurors may be chosen at the first Fall and Spring terms held in said county.) Sent to Committee on Counties, Cities and Towns.

HB 239. (Public) - Umstead and others

"To amend section 16 of chapter 407 of the Public Laws of 1937 to exempt farm tractors and other farm vehicles from licensing and registration under the Motor Vehicle Law." (Vehicles owned and operated by owner not subject to registration, if otherwise exempt from registration, by reason of use upon public highways by owner of farm in transporting wood, fertilizer, etc., from one farm to another.) Sent to Committee on Roads.

HB 240. (Local - Currituck) - Boswood

"To prohibit the sale of wine, beer, and other intoxicating beverages in Currituck County between the hours of 12:01 o'clock A.M. Sunday and 6:00 o'clock A.M. Monday, and between the hours of 12:01 o'clock A.M. and 6:00 A.M. during all other days of the week." (As title indicates. Violation a misdemeanor,and court not to have power to suspend judgment on payment of costs. License to be revoked on second offense.) Sent to Committee on Finance.

HB 241. (Local - Robeson) - Buie and Graham

"To provide for the election of a county surveyor for Robeson County quadrennially." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

SENATE CALENDAR ACTION

Bills received from the House:

HB 45, Committee Substitute, Constitutional amendment Commissioners of Agriculture and Labor, sent to Committee on Constitutional Amendments; HB 93, Gates--sale of real estate to make assets, sent to Committee on Judiciary No. 2; HB 112, Graham--county property, sent to Committee on Counties, Cities and Towns; HB 124, penalty reinstatement corporate charter, sent to Committee on Finance; HB 173, Randolph--floating indebtedness, sent to Committee on Judiciary No. 2.

Bills reported favorably:

SB 55, Caldwell--fees for liquor seizure; SB 56, Forsyth--salary Superior Court clerk and unallocated interest; SB 59, Guilford--salary of sheriff; SB 62, Beaufort--salary chairman and board of commissioners; SB 66, Halifax--Weldon cemetery committee; SB 70, Surry--appointments recorder's court Mt. Airy; SB 73, Cabarrus--Concord cemetery commission; HB 23, Madison courthouse janitor's pay; HB 30, Orange--salaries of various officials; HB 75, Craven--electric and water bonds validation; HB 92, Hertford--Murfreesboro bonds.

Bills reported unfavorably:

SB 42, possession election ballots.

Bills passed 2nd reading:

HB 4, Caldwell and Burke--Rhodhiss corporate limits.

Bills passed 2nd and 3rd reading:

SB 34, Halifax--tax collectors carry arms; SB 48, Greene--reports of Superior Court clerk; SB 57, Guilford--salary county treasurer; SB 58, Guilford--salary register of deeds; SB 63, Rockingham--duties of Superior Court clerk; SB 64, validating acknowledgments before officers, stockholders, or directors of corporations; HB 13, mailing notices in foreclosures; HB 22, Allegheny--appointing collector for back taxes; HB 50, Gates--

increasing membership board county commissioners; HB 53, Currituck--use of space on courthouse lot; HB 54, Wayne--Mt. Olive police duties and fees; HB 56, Catawba--Maiden mayor and aldermen's compensation; HB 78, Caswell--deputy's fee for liquor seizure; HB 83, Hertford--publication of claims and revenues; HB 91, Caswell--sums due decedents; HB 94, photographers' fraudulent practices.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 43, Creation of 21 solicitorial districts, sent to Committee on Courts and Judicial Districts; SB 44, Increased court costs benefit officers' fund, sent to Committee on Finance; SB 45, State Highway Patrol retirement systems, sent to Committee on Roads; SB 47, Pursuit over county lines, sent to Committee on Counties, Cities and Towns; SB 53, Superior Court in cities over 35,000, sent to Committee on Courts and Judicial Districts; SB 67, Enrollment of SB 14, passed 2nd and 3rd readings.

Bills reported favorably:

HB 42, Settlements for personal injury; HB 71, State Highway and Public Works emergency power; HB 111, Mutual burial associations license; HB 146, Cost collection liability; HB 178, Repeal of State Housing Law; HB 182, Rowan--East Spencer back taxes.

Bills passed 2nd and 3rd readings:

SB 67, Enrollment of SB 14; HB 28, McDowell grand jury terms; HB 60, Gates grand jury terms; HB 61, Gates recorder's court judge and solicitor's term and compensation; HB 95, Forsyth--Rural Hall fire equipment; HB 99, Currituck--Fruitville deputy; HB 110, Post-mortem of insane; HB 117, Currituck Board of Elections chairman's compensation; HB 122, Vance jury trial in inferior courts; HB 123, Vance--sharing A.B.C. profits; HB 139, Avery tax collector's duties; HB 148, Richmond--Rockingham court officials' election; HB 150, Currituck law enforcement officers' fees; HB 167, Currituck Board of Education meetings; HB 170, Caswell--representation county commissioners; HB 179, Cumberland Commissioners' terms; HB 199, Currituck Board of Elections' pay.

Bills passed 3rd reading:

SB 22, Montgomery--Candor water bonds tax; HB 119, Scotland special tax authorization.

Bills failed 3rd reading:

SB 39, Maximum fees for certificates of incorporation.

Next sessions: Senate and House--10:00 A.M., January 30, 1943, for consideration of local bills only.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 22
January 30, 1943

Sessions: Senate--10:00 A. M.; House--10:00 A. M.

BILLS INTRODUCED: SENATE

None

BILLS INTRODUCED: HOUSE

HB 242. (Local - Wilkes) - Storey
"To repeal chapter 417 of the Public-Local Laws of 1939 which is an act to district Wilkes County for the purpose of the nomination and election of members of the Board of County Commissioners, and to provide for election of county commissioners in Wilkes County under the provisions of section 1292 of the Consolidated Statutes of 1919." (As title indicates. Section 1292 provides for the election of three commissioners, term of two years.) Sent to Committee on Counties, Cities and Towns.

SENATE CALENDAR ACTION

Bills received from the House:

HB 28, McDowell--grand jury terms, sent to Committee on Courts and Judicial Districts; HB 60, Gates--grand jury terms, sent to Committee on Courts and Judicial Districts; HB 61, Gates--terms and compensation of recorder's court judge and solicitor, sent to Committee on Courts and Judicial Districts; HB 95, Forsyth--Rural Hall fire equipment, sent to Committee on Counties, Cities and Towns; HB 99, Currituck--Fruitville deputy, sent to Committee on Counties, Cities and Towns; HB 110, Post-mortem of insane, sent to Committee on Health; HB 117, Currituck--compensation chairman County Board of Elections, sent to Committee on Counties, Cities and Towns; HB 119, Scotland--special tax authorization, sent to Committee on Finance; HB 122, Vance--jury trial in inferior courts, sent to Committee on Courts and Judicial Districts; HB 123, Vance--sharing A.B.C. profits, sent to Committee on Finance; HB 148, Richmond--Rockingham court officials' election, sent to Committee on Courts and Judicial Districts; HB 150, Currituck--fees of law enforcement officers, sent to Committee on Finance; HB 167, Currituck--meetings Board of Education, sent to Committee on Education; HB 170, Caswell--representation County Commissioners, sent to Committee on Counties, Cities and Towns; HB 179, Cumberland--terms of County Commissioners, sent to Committee on Counties, Cities and Towns; HB 199, Currituck--Board of Elections pay, sent to Committee on Finance.

Bills reported favorably:

SB 77, Nine units N. C. State Guard, referred to Committee on Appropriations; SB 78, Equipment N. C. State Guard, referred to Committee on Appropriations; SB 79, Ten day encampment N. C. State Guard, sent to Committee on Appropriations; SB 88, Education children present war veterans, sent to Committee on Appropriations.

Bills passed 2nd and 3rd readings:

SB 55, Caldwell--deputies' fees for liquor seizure; SB 56, Forsyth--salary clerk Superior Court and unallocated interest; SB 62, Beaufort--salary chairman and Board Commissioners; SB 70, Surry--Mt. Airy Township recorder's court appointments; SB 73, Cabarrus--Concord cemetery commission; HB 23 Madison--courthouse janitor's pay; HB 30, Orange--salaries of various officials; HB 59, Gates--compensation of members Boards of County Commissioners, Education and Warrant Officers.

HOUSE CALENDAR ACTION

Bills received from Senate:

SB 34, Halifax--tax collectors to carry arms, sent to Committee on Counties, Cities and Towns; SB 48, Greene--reports of Superior Court clerks, sent to Committee on Counties, Cities and Towns; SB 57, Guilford, salary county Treasurer, sent to Committee on Counties, Cities and Towns; SB 58, Guilford--salary of register of deeds, sent to Committee on Counties, Cities and Towns; SB 63, Rockingham--duties of Superior Court clerk, sent to Committee on Counties, Cities and Towns; SB 64, Validating acknowledgments before officers, stockholders, or directors of corporations.

Bills passed 2nd and 3rd readings:

HB 182, Rowan--East Spencer back taxes.

Next sessions: Senate and House--8:00 P.M., February 1, 1943.

#

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA
P. O. BOX 1657
TELEPHONE 33361
FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 23
February 1, 1943

Sessions: Senate--8:00 P.M.; House--8:00 P.M.

BILLS INTRODUCED: SENATE

SB 89. (Public) - Larkins and Pittman
"To amend chapter 315 of the Public Laws of 1939, so as to provide for the purchase and distribution of the General Statutes." (The 170 sets of the new Code, which the publisher contracted with the State Department of Justice to furnish free of charge, are to be distributed to the members of the General Assembly. An additional 300 to be purchased by the Governor and Council of State, at price to be agreed upon by the Governor, the Council of State, and the publisher. Governor and Council of State to distribute to judges, solicitors and clerks of the Superior Court, Justices of Supreme Court, the Supreme Court Library, and to various State officials, Departments, and Agencies. Necessary funds appropriated out of contingency and emergency fund upon direction of Governor and Council of State.) Sent to Committee on Recodification.

SR 90. (Senate Resolution) - Price
"Authorizing the President of the Senate to appoint a calendar committee to consider bills referred to said committee." (As title indicates, Committee to consist of seven members appointed by the President.) Adopted.

SB 91. (Public) - Farthing
"To improve the Appalachian State Teachers College." (See HB 247.) Sent to Committee on Education.

SB 92. (Local - Haywood) - Bailey
"To amend chapter 237 of the Private Laws of North Carolina of 1907 nullifying the collection of taxes levied for the years 1930 to 1934 inclusive, for the Canton Graded School District." (As title indicates. Releases uncollected taxes for years indicated and lien for such taxes.) Sent to Committee on Finance.

BILLS INTRODUCED: HOUSE

HB 243. (Local - Cumberland) - Cook
"To validate the establishment of Cumberland County Drainage District, No. 3 and to validate the proceedings taken by the Board of Drainage Commissioners of said District, to authorize refunding bonds to refund outstanding bonds of said District, and to provide for the payment of such refunding bonds and the administration of the affairs of said District." (As title indicates.) Sent to Committee on Finance.

HB 244. (Public) - Moseley
"To establish a system of continuous statute research and correction in the Division of Legislative Drafting and Codification of Statutes." (Sets out duties of Division of Legislative Drafting with respect to continuous research.) Sent to Committee on Recodification.

HB 245. (Public) - Gobble
"To amend chapter 1 of the Public Laws of 1936, extra session, as amended, known as the Unemployment Compensation Law." (Would exclude "services performed as a barber or beautician" from the definition of "employment" under the Act.) Sent to Committee on Unemployment Compensation.

HB 246. (Public) - Askew
"To prohibit detective agencies from collecting accounts." (Would make it unlawful for any person, firm or corporation engaged in the business of a detective, detective agency or doing "secret service work" to collect claims, accounts, notes, or other obligations for others.) Sent to Committee on Judiciary No. 1.

HB 247. (Public) - Jackson
"To improve the Appalachian State Teachers College." (Trustees of Endowment Fund of the Appalachian State Teachers College created as body politic consisting of Board of Trustees of A. S. T. C., together with other persons appointed by them, not to exceed nine in number; chairman of Board of Trustees of A. S. T. C. also chairman of Fund Trustees. Authorized to receive gifts and other properties for permanent Endowment Fund, except state appropriations, tuition, fees, and moneys collected from students and used for general operations. Treasurer of Fund to make investments, principal kept intact, only income expendable each year. Discrimination against non-residents prohibited. Uses of income from Fund set out.) Sent to Committee on Higher Education.

HB 248. (Public) - Allen, Arch T.
"To amend section 6264 of the Consolidated Statutes of 1919 to change the title of the Insurance Commissioner to Commissioner of Insurance." (As title indicates.) Sent to Committee on Judiciary No. 1.

HB 249. (Local - Ashe) - Blevins
"To provide for the listing of taxes in April, as of April first each year, in Ashe County." (As title indicates. April listing time to begin in 1944.) Sent to Committee on Counties, Cities and Towns.

HB 250. (Public) - Hatch and others
"To amend chapter 278 of the Public Laws of North Carolina of the session of 1935 increasing salaries of solicitors of the Superior Court." (Salaries increased from $4500 to $5000 a year.) Sent to Committee on Appropriations.

HB 251. (Private) - Hatch
"To reimburse W. Stanley Kearney, Route 1, Wake Forest, North Carolina, on account of the death of Richard Earl Kearney, a school child, who was struck and killed by a school bus on April 14, 1941." (As title indicates. Would authorize the State School Commission to pay the sum of $82.50, the amount of burial expenses.) Sent to Committee on Appropriations.

HB 252. (Public) - Caveness

"To amend section 5828 of the Consolidated Statutes of North Carolina and to provide for appointment of trustees of the Negro Agricultural and Technical College of North Carolina." (Sixteen trustees, 1 to be the Superintendent of Public Instruction, the other 15 to be appointed by the Governor, for terms of 6 years, 5 on January 1, 1943, 5 on or after January 1, 1945, and 5 on or after January 1, 1947. Board to appoint one of number as chairman, may elect vice-chairman and secretary.) Sent to Committee on Higher Education.

HR 253. (Resolution) - Shreve

"Empowering the Speaker of the House of Representatives and the Lieutenant-Governor to appoint a special committee for the purpose of studying conditions and making recommendations at the State Home and Industrial School for Girls." (As title indicates.) Sent to Committee on Penal Institutions.

SENATE CALENDAR ACTION

Bills received from the House:

HB 182, Rowan--East Spencer back taxes, sent to Committee on Finance.

Bills reported favorably:

SB 49, Rockingham--Sheriff's salary.

Bills passed 2nd reading:

SB 66, Halifax--Weldon Cemetery Commission; HB 75, Craven--Validating New Bern electric and water bonds; HB 92, Hertford--Murfreesboro bonds.

Bills passed 3rd reading:

HB 4, Caldwell and Burke--Reducing corporate limits of Rhodhiss.

HOUSE CALENDAR ACTION

Bills received from Senate:

SB 55, Caldwell--Deputies' fees for liquor seizure, sent to Committee on Counties, Cities and Towns; SB 56, Forsyth--Superior Court clerk's salary, sent to Committee on Counties, Cities and Towns; SB 62, Beaufort--salary of Chairman and Board of Commissioners, sent to Committee on Counties, Cities and Towns; SB 70, Surry--Mt. Airy Township recorder's court appointments, sent to Committee on Courts and Judicial Districts; SB 73, Cabarrus--Concord cemetery commission, sent to Committee on Counties, Cities and Towns.

Bills reported favorably:

HB 217, Training school for Negro girls, sent to Committee on Appropriations.

Bills re-referred to Committees:

HB 139, Avery tax collector's duties, to Counties, Cities and Towns; HB 174, distribution of dead bodies, to Committee on Health.

Bills passed 2nd reading:
HB 111, Mutual Burial associations license.

Bills passed 2nd and 3rd readings:
HB 42, Settlements for personal injuries, amended to provide that section shall not apply when injured party is represented by counsel; HB 146, Cost collection liability; HB 178, Repeal State Housing Law; HB 231, (taken from Committee) admitting alien wife of citizen to State hospital, amended to apply only to such persons who are mothers of sons serving in U. S. Armed Forces.

BILLS RATIFIED

SB 17, Validating transcripts of Deputy Clerks Superior Courts; SB 22, Montgomery--Candor Water bonds; SB 25, Municipal Finance Act 1921; SB 50, County, city, town investment unused bond proceeds; SB 67, Enrollment SB 14 (New Code); HB 13, Committee Substitute, Mailing notices in foreclosures; HB 22, Alleghony--back tax collector; HR 47, Interstate cooperation committee to attend meeting; HB 50, Gates--increasing membership Board County Commissioners; HB 53, Currituck--space on courthouse lot; HB 54, Wayne--Mt. Olive police duties and fees; HB 56, Catawba--Maiden mayor and aldermen's compensation; HB 78, Caswell--deputy's fee for liquor seizure; HB 83, Hertford--publication of claims and revenues; HB 91, Caswell--sums due decedents; HB 94, Photographer's fraudulent practices; HR 186, Resolution commending Attorney General.

Next sessions: Senate and House--12:00 noon, February 2, 1943.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 24
February 2, 1943

Sessions: Senate--12:00 noon; House--12--noon.

BILLS INTRODUCED: SENATE

SB 93. (Public) - Poindexter

"To amend Consolidated Statutes, section five thousand eight hundred and eighty, prescribing the qualifications of the superintendent of the State School for the Blind and Deaf at Raleigh." (Deletes requirement that teachers have experience in the deaf, dumb and blind school of North Carolina, or some similar institution, for two or more years; required to have such experience and training as in opinion of board of directors qualifies the person.) Sent to Committee on Institutions for the Blind.

SR 94. (Resolution) - Weathers

"A joint resolution memorializing the Congress of the United States to enact legislation relating to daylight saving or war time." (Petitions Congress to enact amendatory legislation redefining Standard Time in manner defined before enactment of congressional legislation providing for Daylight Saving or War Time, and expecially that "War Time" not be used during winter months. Copies to be sent to North Carolina Congressional delegation and President of the United States.) Sent to Committee on Federal Relations.

SB 95. (Public) - Gregory

"To create a Board of Naturopathic Examiners and to regulate the practice of naturopathy and to provide penalties for violation of this act, and to prohibit the practice of any other mode or system under the name of naturopathy." (Board of three members, members to be recommended to Governor within 30 days of the passage of the act by the Association of Naturopathic Physicians, for appointments for two, three and four years respectively. Hold office until successors duly appointed and qualified. To meet within 10 days after appointment and organize by electing a president and a secretary and treasurer and adopting necessary rules and regulations. Regular meetings in June and November of each year. Provides for system of licensing. Certain advertising to be approved by Board. Surplus at end any fiscal year to be turned over to Public School Fund. Doctors of Naturopathy to observe state, county, and municipal health regulations.) Sent to Committee on Judiciary No. 1.

SB 96. (Local - Pitt) - Lanier

"To abolish the office of Treasurer of Pitt County and repealing chapter 179 of the Public-Local Laws of 1937." (As title indicates; Board of Commissioners authorized by annual recorded resolution to designate banks in county as depositories of funds of the County. All county employees collecting moneys of County to place in proper fund in depository, reporting daily to the County

Accountant by duplicate deposit slip. Unlawful to deposit in any place not designated as official despository.) Passed three readings, sent to House.

SB 97. (Public) - Palmer

"To authorize the establishment of Alcoholic Beverage Control Stores in cities of the State having a population of 15,000, or more, when approved by a majority of the qualified voters of such cities." (Authorizes establishment one or more ABC stores in cities of 15,000 or more situated in counties which have no ABC stores under Chapter 49 of the Public Laws of 1937, as amended, upon approval of a majority of the qualified voters. Elections to be called in discretion of governing body of the city, or mandatory upon petition of 15% of the registered voters, upon 20 days notice. Ballot form prescribed. Subsequent elections may be called for reconsideration. If voted out, three months allowed for liquidation of stock and fixtures, and Turlington Act then to apply. No election to be held on regular election day or within 60 days threof. No similar election to be held within a year. Governing body of city to appoint or remove chairman and two other members; terms and qualifications same as for members of county boards. Powers and duties same as of county boards, and to be subject to State Board of Alcoholic Control in same way county boards and stores are. 10% of profits, determined by quarterly audits, to go for law enforcement. Expenses, salaries and fees of municipal ABC control board and employees to be fixed by the governing body of the municipality. Remaining profits to be divided equally between city and county. If county subsequently sets up ABC stores, it may purchase and take over the stock of the municipal unit.) Sent to Committee on Propositions and Grievances.

SB 98. (Public) - Sanders

"To amend chapter 145 of the Public Laws of 1931, as amended, relating to gasoline tax refunds." (Provides that the invoices or delivery tickets issued by the retail dealer or distributor and filed as part of any claim for a refund of tax on motor fuel shall not be marked paid by the dealer or distributor but shall show the date of purchase and the date of payment.) Sent to Committee on Finance.

BILLS INTRODUCED: HOUSE

HB 254. (Public) - McDougle

"To amend section 1197 of the Consolidated Statutes of 1919, as amended by chapter 223 of the Public Laws of 1937, relating to liens for labor and services, to provide for registered mortgages and deeds of trust." (Would add to the end of the section a proviso "that such lien shall not affect bona fide registered mortgages or deeds of trust.") Sent to Committee on Judiciary No. 1.

HB 255. (Public) - McDougle

"To validate certain trustees' deeds from which grantors' seals have been omitted." (Would validate such deeds executed prior to January 1, 1940 by any trustee in the exercise of any power of sale vested in him, but would not apply to litigation instituted and pending prior to May 15, 1943.) Sent to Committee on Judiciary No. 1.

HB 256. (Public) - Craig

"To authorize boards of county commissioners to appoint tax collectors." (In any county where sheriff serves as tax collector, commissioners authorized to appoint, by proper resolution, a tax collector and fix his salary. Person appointed to furnish bond, and be subject to the same regulation and perform same duties formerly performed by sheriff as tax collector. Commissioners may cease to appoint, under Act, at end of term of person appointed.) Sent to Committee on Counties, Cities and Towns.

HB 257. (Public) - Moseley

"To provide for a simpler form of corporate acknowledgment." (Sets out shorter form that may be used, in addition to forms already authorized. Confined to instruments executed by president or vice-president, sealed with common or corporate seal, and attested by secretary or assistant secretary or, in case of banks, attested by the secretary, assistant secretary, cashier or assistant cashier.) Sent to Committee on Judiciary No. 2.

HB 258. (Local - Onslow) - Arthur

"To amend chapter 343 of the Public-Local and Private laws of 1941 to enlarge and extend the corporate limits of the Town of Jacksonville, North Carolina, so as to include the development known and designated as Overbrook." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 259. (Local-Yancey) - Bennett

"To amend Concolidated Statutes 65(a), Volume 3, 1924, as amended, so as to include Yancey County under the provisions thereof." (C.S. 65(a) provides for the payment to the clerk of the Superior Court of debts due intestates not in excess of $300, the clerk to disburse such sums first, for the widow's allowance, second, for funeral expenses, any surplus to be disbursed according to law.) Sent to Committee on Counties, Cities and Towns.

HB 260. (Public) - Uzzell

"To amend section 2329 of the Consolidated Statutes, as amended, to include, among those exempted from jury duty, radio broadcast technicians and announcers." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 261. (Local - Martin) - Griffin

"To fix the fees of jurors in Martin County." (All jurors, other than tales jurors, in Superior Court, to receive $3.00 per day and mileage of 5¢ per mile for travel to and from county seat. Tales jurors to receive $3.00 per day, no mileage.) Sent to Committee on Salaries and Fees.

HB 262. (Private) - Askew

"To authorize the State School Commission to provide reimbursement for a loss sustained resulting from a collision with a school bus in Pamlico County, if found to be due to the negligence of the bus driver." (Concerns damage to automobile of Dr. S. E. McCotter, reimbursement not to exceed $184.50. Finding of sole negligence of bus driver by State School Commission prerequisite to payment.) Sent to Committee on Appropriations.

HB 263. (Local - Pasquotank) - Midgett

"To repeal chapter 183, Public-Local Laws of 1941, and to reenact chapter 460, Public-Local Laws of 1933, to provide for the nomination and election of county commissioners of Pasquotank County by the qualified voters of the entire county." (One candidate from each of the five rural townships and two from Elizabeth City township to be nominated by each party in primaries, to be voted on by entire county.) Sent to Committee on Counties, Cities and Towns.

HB 264. (Local - Cleveland) - Falls

"To amend chapter 243 of the Public-Local Laws of 1911, relating to the Cleveland County Court, and to make provisions with respect to a Kings Mountain Recorder's Court." (Upon establishment of a recorder's court in the Town of Kings Mountain under the general law, the Cleveland County Court to have only concurrent jurisdiction over criminal offenses committed within corporate limits of Kings Mountain, and shall cease to hold sessions in Kings Mountain, but pending cases shall be disposed of by Cleveland County Court. First recorder to be appointed by governing body of Kings Mountain to serve until first Monday in July of the year of the next succeeding municipal elections. Succeeding recorders to be appointed for 2-year terms. Cases to be removable to Cleveland County Court upon motion of the defendant.) Sent to Committee on Courts and Judicial Districts.

HB 265. (Local - Brunswick) - McLamb

"To amend section 2366 of the Consolidated Statutes, as amended, providing for dispossession of tenants for refusal to perform contracts in certain counties to include in the counties therein listed the county of Brunswick." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 266. (Local - Moore) - Poole

"Creating five districts for the nomination of members of the Board of Education of Moore County." (District 1, Carthage Township; District 2, Ben Salem and Sheffield Townships; District 3, Deep River and Ritters Townships; District 4, Greenwood and McNeills Townships; District 5, Sandhills and Mineral Springs Townships. Each party to nominate one candidate from each district in primaries or conventions, candidate from each to be voted on by qualified voters of county; the one receiving the highest vote in each district to be the nominee.) Sent to Committee on Counties, Cities and Towns.

HB 267. (Local - Moore) - Poole

"Relative to jury trials in recorders courts in Moore County." (In all trials in recorders' courts, upon demand for jury trial by defendant, judge shall transfer to the Superior Court and defendant shall execute such new bond for appearance in Superior Court as judge shall designate.) Sent to Committee on Courts and Judicial Districts.

HB 268. (Public) - Davis

"To amend section 2594 of Volume 3 of the Consolidated Statutes, providing for the discharge of recorded mortgages and deeds of trust, to make subsection 5 applicable to instruments recorded prior to the sixth day of March, 1923." (Makes presumption of satisfaction after 15 years apply to instruments recorded prior to March 6, 1923, but holder of indebtedness shall have 1 year from ratification to make entry or file affidavit as provided in C.S. 2594, subsection 5.) Sent to Committee on Judiciary No. 2.

HB 269. (Public) - Davis

"To provide for the sale of real property subject to contingent and vested remainders in order to obtain funds with which to pay taxes and remove liens." (Would permit holder of life estate, there being contingent or vested remaindermen who are unknown, not in esse or minors, to bring an action to sell the property or any part of it to satisfy tax liens or other obligations which are encumbrances upon the interest of the remaindermen. Court may order sale if it appears to be for best interest of all parties, and proceeds shall be applied according to orders of court.) Sent to Committee on Judiciary No. 2.

HB 270. (Public) - Everett and Pearsall

"To amend chapter 263 of the Public Laws of 1941, relating to live stock markets." (Would make market operated without permit or not in compliance with regulations a public nuisance, subject to permanent injunction. Cattle or swine removed from a public livestock market for immediate slaughter shall be resold only to a recognized slaughter plant or agent of same, or to one that handles cattle or swine for immediate slaughter only, and such cattle or swine shall be used for immediate slaughter only. Any person who removes any livestock from a public livestock market, for immediate slaughter, shall use such livestock for immediate slaughter only, or for resale for slaughter in accordance with regulations, and the owner of the livestock is charged with the responsibility of having livestock slaughtered. Prohibits sale of any animal affected with contagious or infectious disease or that owner has reason to believe is so affected, except by permission of the Commissioner of Agriculture and for immediate slaughter only, and provisions of the Act as to inspection, testing, vaccination, paint marking, identification and health certificate shall apply to animals offered for sale on any public highway, right of way or street, or within half mile of a public livestock market, or other public place, but does not apply to animals raised and owned by bona fide farmer or offered for sale by him on his farm. Makes violation of Act punishable by fine or imprisonment, or both, in discretion of the court.) Sent to Committee on Agriculture.

SENATE CALENDAR ACTION

Bills received from the House:

HB 71, State Highway and Public Works emergency power, sent to Committee on Public Roads; HB 146, Cost collection liability, sent to Committee on Finance; HB 178, Repeal of state housing law, sent to Committee on Judiciary No. 1; HB 231, Alien wife's admission state hospitals, passed three readings.

Bills recommitted to committee:

SB 59, Guilford--salary of sheriff, to Counties, Cities and Towns.

Bills reported favorably:

SB 24, Increased state aid public libraries.

Bills passed 2nd and 3rd reading:

SB 49, Rockingham--equalizing sheriff's salary.

Bills passed 3rd reading:

HB 75, Craven--validating New Bern electric and water bonds; HB 92, Hertford--Murfreesboro bonds.

Bills passed three readings:

SB 96, Pitt--abolishing treasurer; HB 231, Alien wife's admission state hospitals.

HOUSE CALENDAR ACTION

Bills reported favorably:

HB 64, Appropriation for libraries; HB 97, as amended, Maximum hours; HB 174, as amended, Distribution of dead bodies; HB 184, Chowan recorder's court salaries; HB 200, Defense of actions after judgment on substitute service.

Bills re-referred to Committees:
HB 86, Retirement of judges.

Bills passed 2nd and 3rd reading:
HB 87, Special judges.

Bills passed 3rd reading:
HB 42, Settlements for personal injuries, amended so as not to apply to injuries coming under the Workmen's Compensation Act; HB 111, Mutual burial associations license.

Note: Upon recommendation of the Rules Committee, the Senate adopted a motion creating, for 1943 only, a Liaison Officer between the House and Senate. Walter P. Murphy was appointed.

Next sessions: Senate and House--12:00 o'clock noon, February 3, 1943.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 25
February 3, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 99. (Local - Rockingham) - Price
"To amend chapter 64 of the Public Laws of 1935, relating to ordinances for the public health of the State, to bring the City of Reidsville within the provisions of the Act." (As title indicates. Brings Reidsville within provisions of C.S. 2795.) Sent to Committee on Public Health.

SB 100. (Local - Rockingham) - Price
"To amend chapter 162 of the Public-Local Laws of 1939 relative to the recorder's court of Reidsville Township." (Increases maximum monthly salary of judge of Recorder's Court of Reidsville Township from $150 to $160; maximum salary of prosecuting attorney raised from $125 to $150. Any payments of salaries since July 1, 1942, not exceeding above amounts validated.) Sent to Committee on Courts and Judicial Districts.

SB 101. (Local - Rockingham) - Price
"Authorizing and empowering the board of county commissioners of Rockingham County to employ and regulate the salaries of deputy clerks of the Superior Court and of other clerical employees." (As title indicates; to be paid from county general fund. This power is in addition to any other existing provisions or powers for operation and maintenance of the office of the Clerk of the Superior Court of Rockingham County. Commissioners to pay the premiums on employees' bonds.) Sent to Committee on Counties, Cities and Towns.

SB 102. (Local - Rockingham) - Price
"To amend section 956 of the Consolidated Statutes of North Carolina so as to regulate the filing of annual reports by the clerk of the Superior Court of Rockingham County." (Adds a proviso that the clerk of the Superior Court of Rockingham County shall make the reports, required by this section to be made to the County Commissioners on the first Monday in December of each year, as of October 31st of each year.) Sent to Committee on Judiciary No. 2.

SB 103. (Local - Pitt) - Lanier
"To extend the corporate limits of the City of Greenville in Pitt County, North Carolina." (As title indicates; boundaries described; new territory to have same status as original territory.) Sent to Committee on Finance.

SB 104. (Local - Halifax) - Johnson of Halifax
"To amend section 10 chapter 67 of the Public-Local Laws of 1937 so that the City of Roanoke Rapids may levy a tax rate of sixty cents, instead of fifty cents, on the one hundred dollar valuation on all taxable property in Roanoke Rapids." (As title indicates.) Sent to Committee on Finance.

SB 105. (Public) - Carlyle, Sanders, Hodges, Hudgins

"To amend section 1421 of the Consolidated Statutes relating to the authority of the Supreme Court to govern by rules of court the practice and procedure in the courts below the Supreme Court." (C.S. 1421 and 1421(a) as now written would be repealed. New sections 1421, 1421(a), (b), (c), (d), and (e) would give Supreme Court power to prescribe rules to govern forms of process, writs, pleadings, practice and procedure in all civil proceedings in all courts below the Supreme Court. Rules not to affect substantive rights of litigants, nor right to jury trial, nor authorize expression of opinion by presiding judge as to facts. Not to take effect until adopted by the Supreme Court and published in the advance sheet and until July 1 following adjournment of next ensuing General Assembly, to which General Assembly rules are to be reported by the Attorney General. All statutes relating to civil procedure in courts below the Supreme Court to have status of rules of the Supreme Court. Advisory Commission, consisting of Attorney General and 10 additional members to be appointed by joint action of Governor, Lieutenant Governor and Speaker of House, to aid Supreme Court in formulating rules. Members to be commissioners for a special purpose, to serve without pay but to receive necessary travel and subsistence expense. All expenses of Advisory Commission not to exceed $1,500 per year. Members to serve for terms of 4 years, but half of first appointments to be for 2 years. First meeting to be called by Chief Justice within 60 days after ratification. Advisory Commission to submit no new rules or repeal or modification of existing rules to Supreme Court until tentative drafts have been published in advance sheets, one or more public hearings held. Written objections to be transmitted to Supreme Court with recommendations of Commission. Supreme Court may on its own motion act on rules.) Sent to Committee on Judiciary No. 1.

SB 106. (Public) - Carlyle and Cherry

"Relative to assignment of accounts receivable and to make uniform the law with reference thereto." (As title indicates; provides for the assignment of "accounts receivable" defined to mean an open book account, due or to become due, carried in the regular course of business and not represented by a judgment or instrument for the payment of money; includes rights under an unperformed contract which in regular course will result in an open book account. "Assignment" defined as any pledge, mortgage, sale or other transfer of account. An assignment of rights under an unperformed contract, unless otherwise specified, to include an assignment of the open book account which will result from performance of the contract. Form for filing of notice and method of acknowledgment specified. Notice deemed to be filed when accepted by the Register of Deeds - fee 50¢. Assignment effective for three years; extensions allowed under stipulated conditions. Conditions and procedure for cancellation of notice of assignment specified. Rights of protected assignee enumerated. Assignor to be a trustee for the assignee for collections and any returned goods. A debtor may, until notice, pay or otherwise deal in good faith with the assignor or any person who has succeeded to the assignor's interest, and shall have as against the assignee any right of set-off, counterclaim, or defense existing in his favor against the assignor at the time he is so notified. Does not affect the validity of an assignment as between parties thereto. Validity of an assignment to a third person is not affected by failure to notify the debtor thereof or by any act or omission of the assignor with respect to the assigned account, the proceeds thereof, or the property sold. Does not apply to assignment pursuant to any statute of the United States. A protected assignee shall furnish to any person such information relative to assignment as the assignor may in writing direct. To operate prospectively.) Sent to Committee on Banks and Currency.

SB 107. (Public) - Carlyle

"Validating summons designated alias or pluries summons, though not actually such, on which judgments or other final decrees have been entered." (In all civil actions and special proceedings where the defendants were served with summons and judgment thereafter entered, or any final decree made, they are not to be invalidated by reason of the fact that the summons, although designated as alias or pluries summons, was not actually such. Does not apply to pending litigation.) Sent to Committee on Judiciary No. 1.

SB 108. (Local - Forsyth) - Carlyle

"Authorizing the Board of Commissioners for the County of Forsyth to levy an additional tax for the support and maintenance of the Forsyth County Tubercular Hospital, and ratifying all such levies heretofore made." (As title indicates; tax not to exceed 10¢ on $100 valuation of property and 15¢ on the poll, to be used as a maintenance fund for the support and upkeep of the Forsyth County Tubercular Hospital.) Sent to Committee on Finance.

SB 109. (Local - Gaston) - Cherry

"To repeal chapter 133 of the Public-Local Laws of 1941 same being an act to extend the corporate limits of the City of Gastonia so as to take in the airport in West Gastonia." (As title indicates.) Sent to Committee on Finance.

BILLS INTRODUCED: HOUSE

HB 271. (Public) - Ward

"Exempting members of the military forces from the provisions of section 5791 of the Consolidated Statutes relating to filling vacancies on the Board of Trustees of the University of North Carolina." (Places of trustees who are in armed forces of the United States or of any of the allies not to be declared vacant by reason of failure to attend meetings.) Sent to Committee on Judiciary No. 1.

HB 272. (Public) - Turner of Guilford and Galloway

"To amend an Act known as 'The North Carolina Workmen's Compensation Act', being chapter 120 Public Laws 1929 as amended, increasing benefits under section 31, clarifying disfigurement provisions, and increasing maximum weekly rate of compensation from $18.00 to $20.00." (As title indicates.) Sent to Committee on Judiciary No. 1.

HB 273. (Local - Bladen) - Bridger

"To authorize the employment of a full or part-time chairman of the Board of County Commissioners of Bladen County." (To be chosen by the board from among its members, to be administrative head of the county government and to perform such duties as may be prescribed by the board at a salary to be determined by the board, but not to exceed $600 per year.) Sent to Committee on Counties, Cities and Towns.

HB 274. (Local - Bladen) - Bridger

"To fix the salaries and compensation of certain officers of Bladen County by amending chapter 398, Public Local Laws of 1933." (Salaries: clerk of Superior Court, $2,100 per year; register of deeds, $1,620 per year; judge of recorder's court, $1,200 per year; prosecuting attorney of recorder's court, $1,200 per year. All salaries to be in full compensation for officials named and to be payable in monthly installments. Compensation of all county clerical or stenographic employees in all departments to be fixed by the board.) Sent to Committee on Salaries and Fees.

HB 275. (Local - Bladen) - Bridger
"To authorize the Board of County Commissioners of Bladen County to prohibit and regulate the sale of wine and/or beer in said county." (Would authorize prohibition or regulation of sales during any hours, and provide for cancellation of license, after hearing, for violation of regulations adopted.) Sent to Committee on Finance.

HB 276. (Local - New Hanover) - Kermon
"To amend chapter 135, Public Laws of 1941, relative to alloting a portion of the Alcoholic Beverage Fund to Wilmington port development." (Changes time of payments by board of Treasurer of New Hanover County.) Sent to Committee on Finance.

HB 277. (Public) - Kermon
"To amend chapter 1 of the Public Laws of 1936, Extra Session, as amended, and known as "the Unemployment Compensation Law." (Term "employment" not to include services performed by high school "learners" and by apprentices approved by the Department of Labor under chapter 229, Public Laws 1939.) Sent to Committee on Unemployment Compensation.

HB 278. (Public) - Caveness
"To amend section 6 of chapter 132 of the Public Laws of 1937, relating to the appointment of the Director of Probation." (Salary of Director to be fixed by the Governor and Council of State.) Sent to Committee on Judiciary No. 1.

HB 279. (Public) - Vann
"To amend section 1744 of Volume 3 of the Consolidated Statutes of North Carolina, as amended, relative to the sale of contingent remainders, so as to authorize the temporary reinvestment of funds in United States Bonds." (Authorizes clerks of Superior Court to temporarily reinvest proceeds of sales of contingent remainders in bonds of the United States and bonds guaranteed as to principal and interest by the United States.) Sent to Committee on Judiciary No. 2.

HB 280. (Local - Currituck) - Boswood
"To provide a hog cholera prevention program for Currituck County and to permit the sale and use of hog cholera vaccine therefor." (Vaccinators to be appointed in each township by the Board of County Commissioners upon recommendation of the county agent, who is to sell and distribute vaccine at cost plus 10¢ per 100 cc, the profit to be used to pay cost of prevention program, any excess to be used to promote livestock program. Fees for vaccination, duties of county agent and vaccinators with respect to program set out.) Sent to Committee on Agriculture.

HB 281. (Local - Brunswick) - McLamb
"To authorize an election in Brunswick County on the question of the erection of a new courthouse and the issuance of bonds therefor." (Would submit to voters at next general election the question of issuing bonds in an amount not to exceed $100,000, the proceeds to be used to build a courthouse, jail and other necessary county buildings at some place within Brunswick County to be selected by the county commissioners on U. S. Highway 17, between Shallotte and Bolivia.) Sent to Committee on Finance.

HB 282. (Local - Yancey) - Bennett
"Designating the number of the district school committeemen in Yancey County by amending chapter 196 of the Public-Local Laws of 1941." (Provides for the appointment by the Board of Education of a school committee of 3 members for each district in the county.) Sent to Committee on Education.

HB 283. (Local - Durham) Barker and Brawley
"Amending chapter 469, Public-Local Laws of North Carolina, session of 1937, relative to the disposition of the proceeds derived from ABC stores of the County of Durham." (Durham County's share of profits "to be expended by the Board of County Commissioners of Durham County for any public purpose.") Sent to Committee on Finance.

SENATE CALENDAR ACTION

Bills received from the House:
HB 87, Special judges, sent to Committee on Courts and Judicial Districts; HB 111, Mutual burial associations, sent to Committee on Finance.

Bills reported favorably:
SB 26, Municipal capital reserve act of 1943, as to committee substitute incorporating prior floor amendments; SB 54, Nine months school term, as amended; SB 69, Graham--school board vacancies; SB 80, Buncombe--Asheville library board; SB 81, Wilson--board of commissioners' clerk; SB 82, Free privilege licenses blind veterans; SB 87, Taxation frozen new autos; SB 91, Improvement Appalachian State Teachers College; SB 92, Haywood--nullification Canton school taxes; HB 10, Currituck--salary of deputy sheriff Crawford Township; HB 84, Currituck--officers' fees for state highway process; HB 95, Forsyth--Rural Hall fire equipment; HB 99, Currituck--Fruitville deputy; HB 117, Currituck--compensation chairman county board of elections; HB 119, Scotland--special tax authorization; HB 123, Vance--sharing ABC profits; HB 146, Cost collection liability; HB 150, Currituck--fees of law enforcement officers; HB 170, Caswell--representation county commissioners; HB 179, Cumberland--terms of county commissioners; HB 182, Rowan--East Spencer back taxes; HB 199, Currituck--Board of Elections pay.

Bills rereferred to Committee:
SB 54, Nine months school term.

HOUSE CALENDAR ACTION

Bills received from Senate:
SB 49, Rockingham--equalizing sheriff's salary, sent to Committee on Counties, Cities and Towns; SB 96, Pitt--abolishing treasurer and creating official depository, sent to Committee on Counties, Cities and Towns.

Bills reported favorably:
SB 33, Eliminating dog tax criminal penalty; SB 34, Halifax--tax collectors to carry arms; SB 47, Pursuit over county lines; HB 14, Currituck--repealing requirement for Moyock deputy; HB 31, Currituck--publication Board of Education's minutes, as amended; HB 32, Currituck--publication Commissioners' minutes, as amended; HB 38, Division of seized gambling lures, as to Committee Substitute; HB 39, Mecklenburg--punishment for public drunkenness, as to Committee Substitute; HB 89, Bertie--Windsor mayor's salary; HB 113, Slum clearance;

HB 114, Validating housing authorities; HB 115, Extension of time for projects; HB 120, Cumberland--compensation county board of health; HB 121, Nine months school term, as amended; HB 127, Picketing, as amended; HB 128, Guilford--consolidation tax supervisor and collector; HB 131, Guilford--assistant solicitor, as to Committee Substitute; HB 136, Swain--tax collector and accountant; HB 137, Swain--compensation county commissioners chairman; HB 143, Wine taxes, as amended; HB 144, Wine control, as amended; HB 151, Polk--Tryon's Trade Street line; HB 165, Davie--fees for liquor seizure; HB 169, Hyde--election of county commissioners; HB 176, Hoke--term of agricultural tenancies; HB 177, Hoke--performance of tenant's contract; HB 185, Onslow tax revaluation; HB 187, Yancey--chief deputy's compensation; HB 190, Lee--increasing county commissioners; HB 192, Rutherford--Rutherfordton mayor and commissioners; HB 204, Catawba--Hickory charter; HB 205, McDowell--Nebo charter dissolution; HB 206, Enrollment of State Constitution; HB 207, Randolph--quadrennial assessment, as to Committee Substitute; HB 208, Surry tax supervisor; HB 209, Person--firearm registration; HB 215, Pitt--Grimesland charter; HB 228, Seeing-eye dogs; HB 235, Wayne--taxes for 1935 and prior years; HB 236, Gasoline tax refunds; HB 248, Commissioner of Insurance; HB 259, Yancey--debts less than $300 due intestates.

Bills reported unfavorably:

HB 8, Foreclosure notices by mail; HB 175, Wayne--proceeds tax sales.

Bills re-referred to Committees:

HB 121, Nine months school term, as amended, to Appropriations; HB 143, Wine taxes, as amended, to Appropriations.

Bills passed 2nd and 3rd readings:

HB 97, Maximum hours, as amended to require payment of time and one-half for time over 55 hours; HB 174, Distribution of dead bodies, as amended to allow ten days to claim bodies of persons dying in State Hospitals, State Schools for Deaf and Deaf, Dumb and Blind, and of travelers and strangers; HB 184, Chowan recorder's court salaries; HB 200, Defense after judgment.

BILLS RATIFIED

HB 4, Burke and Caldwell--reducing Rhodhiss limits; HB 23, Madison courthouse janitor's pay; HB 30, Orange--officials' salaries; HB 59, Gates--compensation Commissioners, Board Education, and Warrant Officers; HB 75, Craven--validating New Bern electric and water bonds; HB 92, Hertford--Murfreesboro bonds; HB 231, Admission alien wife to State Hospitals.

Next sessions: Senate and House--12:00 o'clock noon, February 4, 1943.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 26
February 4, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 110. (Local - Lincoln) - Graham by request
"To amend section 198 of the Consolidated Statutes of North Carolina, as amended, relating to the practice of law by justices of the peace, so as to allow attorneys in Lincoln County to serve as justices." (As title indicates; must be duly elected or appointed to such office; does not disqualify for the practice of law, provided he does not appear as counsel in any case appealed from his court, or in any case in which he acted as committing magistrate.) Sent to Committee on Judiciary No. 1.

SB 111. (Local - Lincoln) - Graham by request
"To prohibit the sale of wine, beer, or other intoxicating beverage at any place in Lincoln County within one-half mile of a church or public school building." (As title indicates; does not apply within the corporate limits of Lincolnton.) Sent to Committee on Propositions and Grievances.

SB 112. (Public) - Funderburk
"To authorize the Boards of County Commissioners of the several counties of the State to remit taxes for 1943 on all real property in their respective counties which the United States government took possession of for military purposes prior to January 1, 1943, pursuant to contracts executed prior to said January 1, provided such real property shall be conveyed to the United States or to some agency thereof for military purposes before July 1, 1943." (As title indicates.) Sent to Committee on Finance.

SB 113. (Public) - Hudgins
"To provide for improved methods of accounting in offices of clerks of Superior Court and for monthly reporting of financial transactions by clerks of Superior Court." (Authorizes Board of County Commissioners to determine by resolution whether existing system of accounting is adequate. Resolution operative after 30 days unless a request for review is made to the Director of Local Government by a commissioner or the clerk of the Superior Court, in which case it becomes operative when approved by the Director. Clerks' records to be audited at least annually by a C. P. A. or firm of C. P. A's; any revisal, modification or installation to be by them also. Clerk to be advised of revisals, modifications or installations. After completion, clerk to submit to county accountant not later than twentieth of each month a report of preceding month showing all moneys received and disbursed by him and balances. Accountant to examine form and accuracy and present to Board at next regular meeting. Board may be petitioned by clerk to adopt resolution provided herein which must be adopted within 60 days after receipt.) Sent to Committee on Judiciary No. 2.

SB 114. (Public) - Brooks
"Amending chapter 310, section 1715, Public Laws 1939, relating to advertisement of sale of tax liens." (Substitutes 2 for 4 as number of weeks for advertisement of the sale of tax liens.) Sent to Committee on Finance.

SB 115. (Public) - Brooks
"To repeal section 1343 of the Consolidated Statutes relating to the removal of indigent to county of settlement; maintenance; penalties." (Provides for all charges occasioned by sickness, maintenance, cure and removal, before or after death, for indigent persons to be paid by the county wherein last legally settled. Deletes provision that other county must pay charges and expenses when county of legal settlement refuses to do so.) Sent to Committee on Judiciary No. 1.

SB 116. (Local - Durham) - Brooks
"To provide for the registration of pistols and similar fire-arms by the owners thereof in Durham County." (Provides for registration with Chief of Police of the City of Durham instead of the Clerk of the Superior Court. Clerk directed to transfer to the Chief of Police all books, forms, and other records now held by him.) Sent to Committee on Judiciary No. 1.

SB 117. (Public) - Taylor, Sanders and Matheny
"To simplify and expedite hearings before the North Carolina Utilities Commission and to provide for judicial review of the rules, regulations and decisions of the commission." (Two members constitute a quorum for any purpose. Commission to promulgate rules and regulations for the information and direction of all public utilities over which it has supervision, including rules of practice and procedure. Any person or utility affected by any rule or regulation may petition the Commission for relief. Pleadings may be filed within 20 days; within 20 days thereafter the Commission may reconsider and notify parties by registered mail. Appeal, upon 10 days' notice, may be had to Superior Court, without a jury. Findings of fact by Commission to be conclusive if supported by substantial evidence, otherwise may be remanded to Commission. Hearings may be before a commissioner or examiner, employee of the Commission. Decision may be based on record. Commission may relax rules of evidence with respect to authentication of documents, statements of opinion and judicial notice. Parties may file briefs and make oral arguments. Methods for taking appeals from orders or decisions outlined. Witness fees to be same as in Superior Court. Folio fees listed. Commission, in its discretion, may waive payment of fees and costs accruing to the State.) Sent to Committee on Public Utilities.

SR 118. (Resolution) - Larkins
"Inviting General Julian C. Smith and Colonel D. L. S. Brewster to address the Senate." (Address to be given February 5.) Adopted.

SB 119. (Local - Guilford) - Hudgins
"To regulate the pay and prescribe the duties of the sheriff and the deputy sheriffs of Guilford County." (Sheriff authorized to appoint necessary deputies. Full time salaried deputies to devote their entire time to duties. Part time salaried deputies to perform such duties as assigned by sheriff. Others to be known as 'Unsalaried Deputy Sheriffs.' All to be

under supervision and control of Sheriff. Salaries of full-time salaried deputies to be fixed by County Commissioners upon recommendation of Sheriff, not in excess of the recommendation. All fees and commissions collected by full-time salaried deputies turned into general fund; other deputies to retain fees and commissions. Board of County Commissioners upon request of Sheriff to purchase and pay for supplies and equipment necessary for proper law enforcement. Salary of Sheriff to be $425 per month, plus necessary expenses.) Sent to Committee on Counties, Cities and Towns.

SB 120. (Public) - Larkins
"To amend section 16, subsection (b) of Chapter 1, Public Laws of 1936, extra session, known as the Unemployment Compensation Law." (Removes criminal penalty provided in the section for an employer failing or refusing to make contributions or payments.) Sent to Committee on Unemployment Compensation.

BILLS INTRODUCED: HOUSE

HB 284. (Public) - Ramsay
"To amend chapter 225, Public Laws of 1923, entitled 'An Act to provide for the supervision and examination of industrial banks by the Corporation Commission,' as amended, so as to provide additional powers to those provided in section 6 of said Act." (Would add power, subject to approval of Banking Commission, to solicit, receive and accept money or its equivalent on deposit subject to check.) Sent to Committee on Banks and Banking.

HB 285. (Public) - Ramsay
"To amend chapter 154, Public Laws of 1937 adding a new paragraph to section 220(a) of the Consolidated Statutes regulating the making of loans generally referred to as personal loans, so as to authorize commercial banks to make personal or industrial loans in the same manner as industrial banks." (Strikes out the $1500 maximum on loans upon which 6% interest from the date of the loan until maturity of the final installment may be deducted in advance by commercial banks; allows such banks to make the same investigation charges incurred in making loans as are allowed to industrial banks.) Sent to Committee on Banks and Banking.

HB 286. (Public) - Reynolds and others
"To amend subsection 1 of section 4 of chapter 25, of the Public Laws of 1941, creating the Teachers and State Employees Retirement System." (Would give credit for 5 years service immediately prior to the establishment of the system, to those who became members during the first year of operation, instead of credit for only 1 year. Detailed statement of such service to be filed.) Sent to Committee on Education.

HB 287. (Local - Gaston) - Dolley
"To authorize the Town of Bessemer City in Gaston County to sell at private sale property purchased by it at tax foreclosure sale." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 288. (Local - Tyrrell) - Cohoon
"To provide for the transfer of cases from the Recorder's Court of Tyrrell County to the Superior Court when jury trials are requested." (When such request is made, case to be transferred, the recorder to act only as a committing magistrate.) Sent to Committee on Courts and Judicial Districts.

HB 289. (Local - Rutherford) - Price
"To promote the propogation of game and fish in Rutherford County." (Additional sum of 50¢ for hunting and 50¢ for fishing license to be charged for privilege of hunting or fishing in county, additional fees to be used to promote propogation of game and fish in county. Violation by anyone over 18 a misdemeanor.) Sent to Committee on Conservation and Development.

HB 290. (Local - Rutherford) - Price
"To fix the salary of, and to provide for a 4 year term of office for, the treasurer of Rutherford County." (Salary $125 per month, beginning February 1, 1943. Incumbent to hold office until first Monday in December, 1946, successor to be elected quadrennially.) Sent to Committee on Salaries and Fees.

HB 291. (Public) - Price
"To prohibit the manufacture and sale of intoxicating liquors in North Carolina and to provide for a state-wide vote on the proposition to prohibit the manufacture and sale of intoxicating liquors in North Carolina." (All manufacture and sale prohibited except for recognized medicinal, scientific, industrial, etc., purposes, properly regulated. Lawful for persons growing fruit crops, etc., to make wines and ciders for domestic use. Companies transporting legally purchased beverages to keep records as to shipper, consignee, dates, etc. All conflicting laws, allowing manufacture and sale, repealed. Violation of Act to be a misdemeanor, punishable in discretion of court. To be effective 90 days after election, if prohibition favored. To be submitted to vote in November, 1943; form of ballot and election regulations set out.) Sent to Committee on Propositions and Grievances.

HB 292. (Public) - Kermon and others
"To amend section 2787 of the Consolidated Statutes, as amended, chapter 52 of the Public Laws of 1935, and chapter 407 of the Public Laws of 1937, to grant to cities and towns the power to regulate and control drivers and operators of taxicabs and to tax vehicles used as taxicabs." (Could require permits of drivers and operators, and permits could be refused or revoked for conviction of certain crimes; could require posting in cabs of permits, rates, identification matter; could levy tax upon each cab up to $25 in addition to the $1 now permitted.) Sent to Committee on Counties, Cities and Towns.

HB 293. (Local - New Hanover) - Kermon
"To repeal chapter 246 of the Public-Local Laws of session 1935, relating to the salary of the constable of Wilmington Township, New Hanover County." (Repeals Act putting constable on a salary basis.) Sent to Committee on Salaries and Fees.

HB 294. (Public) - Stoney
"To amend the retirement system for teachers and state employees with reference to prior service of certain State Highway and Public Works Commission employees." (Removes requirement that employment of persons who were, on February 17, 1941, in the employment of the S. H. & P. W. Commission must have been continuous in order for such persons to receive credit for service in road maintenance by the various counties and road districts prior to 1931 and subsequent to 1921. Persons heretofore as well as hereafter retired to have benefit of amendment.) Sent to Committee on Pensions.

HB 295. (Public) - Stoney
"To provide a method of absentee registering and voting, in time of war, by members of the land and naval forces absent from the place of their residence." (Sets up the machinery for registering, if not already registered, and voting by absentee ballot all voters absent from residence by reason of service in the armed forces, including nurses. State Board of Elections to have general administrative supervision, funds to come from the Contingency and Emergency Fund. State and county boards of elections directed to have ballots prepared and ready not later than September 1st immediately preceding the ensuing general election, and, in event Act is made applicable to primaries, not later than 10 days after time has expired for the filing for candidacy by county officers.) Sent to Committee on Elections and Election Laws.

HB 296. (Private) - Cook
"To pay David Campbell, James McEachin and Clinton Williams for injuries sustained on a State highway while rendering special service at the request of a Highway Patrolman." (Would pay from State Highway fund to clerk of Superior Court of Cumberland County $800 for benefit of Campbell, $800 for benefit of Williams, and $1200 for benefit of McEachin.) Sent to Committee on Appropriations.

HB 297. (Public) - Blalock
"To amend chapter 196 of the Public Laws of 1941, as to the definition of contract hauler vehicles under the Motor Vehicle Law." (Excludes "merchandise hauled for neighborhood farmers incidentally and not as a regular business in going to and from farms and primary markets.") Sent to Committee on Judiciary No. 1.

HB 298. (Public) - Blalock
"To amend chapter 407 of the Public Laws of 1937, so as to exclude from the definition of for hire passenger vehicles, vehicles operated on a 'share the expense' plan." (As title indicates.) Sent to Committee on Judiciary No. 1.

HB 299. (Public) - Blalock
"To amend chapter 52 of the Public Laws of 1935 so as to authorize the licensing of persons 15 years of age to operate motor vehicles." (As title indicates.) Sent to Committee on Judiciary No. 1.

HB 300. (Public) - Blalock
"To amend chapter 227 of the Public Laws of 1941, reducing the minimum fee for truck licenses bearing farmer plates, and to broaden the definition of farmer therein." (As title indicates. Minimum fee reduced to $7.50 and definition of "farm products" broadened to include any products produced on the farm.) Sent to Committee on Finance.

HB 301. (Local - Davidson) - Smith
"To authorize the county commissioners of Davidson County to direct the board of elections to call an election for the purpose of submitting to the voters of said County the question of whether a tax shall be levied to support the free public library." (Special tax would be not less than 3¢ nor more than 5-3/4¢ on $100 valuation. New registration required on 20 days notice. Books to be opened March 13, 1943, for three weeks. April 3 challenge day.) Sent to Committee on Counties, Cities and Towns.

HB 302. (Local - Davidson) - Smith

"To fix the salaries for the deputy sheriffs of Davidson County." (Except for chief deputy and jailor, sheriff limited to 5 regular deputies to be paid not more than $150 each plus necessary expenses as full compensation. Sheriff and deputies to pay all fees collected into general fund. Wilful failure to collect any fee a misdemeanor.) Sent to Committee on Salaries and Fees.

HB 303. (Local - Caswell) - Woods

"To prohibit the sale of beer, wine, ale, and other intoxicating beverages in Caswell County on Sundays." (Sales prohibited between 12:01 A.M. Sunday and 6:00 A.M. Monday. Graduated penalties for repeated offenses.) Sent to Committee on Finance.

HB 304. (Public) - Vann

"To make prosecution for violation of Article 3(a) of chapter 55 of Volume 3 of the Consolidated Statutes of North Carolina, as amended, relating to gasoline tax, mandatory, and to amend subsection 15 of section 24 of chapter 145 of the Public Laws of 1931, as amended, relating to refunds." (Prosecution to be instituted by Commissioner of Revenue upon evidence of violation. Repeals requirement that claims for refunds be filed with respect to motor fuels used for each quarter, 15 days after close of such quarter. Not to affect rights vested by virtue of chapter 15 of Public Laws of 1941.) Sent to Committee on Judiciary No. 2.

HB 305. (Local - Bertie) - Spruill

"Relating to the listing, selling and foreclosure of unlisted taxes, payment of paving assessments and taxes, tax sales and tax foreclosures for the Town of Aulander, Bertie County, North Carolina." (Town authorized to compromise paving assessments and delinquent taxes for 1941 and prior years. May list all unlisted real estate from 1927 through 1942 and sell such property immediately after listing and institute foreclosure proceedings. Validates listing, levying, assessing, foreclosure of taxes for 1942 and all prior years. Authorizes foreclosure proceedings for street and sidewalk assessments. Makes any statute of limitations inoperative as to tax proceedings until July 1, 1944, except for taxes for 1926 and prior years.) Sent to Committee on Judiciary No. 2.

HB 306. (Public) - Everett and Vann

"To establish a standard rule of measurement of saw logs or other round timber." (Method of determining number of board feet to be according to "International ¼ inch log rule" used by U. S. Forest Service. Formula of rule set out.) Sent to Committee on Agriculture.

HB 307. (Public) - Everett and Vann

"To amend chapter 114, Public Laws of 1941, the North Carolina Seed Law, to include hybrid seed corn." (Defines "hybrid" corn seed, and "inbred line." Provides for labeling hybrid seed corn and testing and recording hybrid seed.) Sent to Committee on Agriculture.

HB 308. (Public) - White of Chowan

"To place the control of hog cholera and other swine diseases in the Department of Agriculture, to define certain duties of said Department and to regulate the sale, distribution and use of hog cholera virus and similar products." (As title indicates. Would empower Department of Agriculture to employ necessary veterinarians and purchase, for resale, products to combat diseases. All veterinarians required to report any contagious diseases among livestock. No biological product for control of animal diseases to be sold unless produced under license of U. S. Department of Agriculture, nor products containing live viruses or organisms except upon written permission of State Veterinarian. Existing permits to become void July 1, 1943, unless canceled earlier. Infected livestock to be quarantined. Importation to be regulated. Would make additional appropriation of $40,000 for 1943-44 and $60,000 for 1944-45 to carry out provisions of the bill. Violation a misdemeanor. C. S. 4879 and 4492 expressly repealed.) Sent to Committee on Agriculture.

HB 309. (Local - Currituck) - Boswood

"To require the Board of County Commissioners and the Board of Education of Currituck County to insure county and school property." (Would require insurance of property against fire, windstorm and lightning for at least 75% of value. Each time policy is issued or renewed, would require insurance company at no expense to county to make survey to determine value of property covered by the policy.) Sent to Committee on Counties, Cities and Towns.

HB 310. (Public) - Allen, Hatch and Allen

"To amend section 7, chapter 47, Public Laws of 1927, entitled 'An Act to amend certain sections in the present Banking Laws, being chapter 4, Public Laws of 1921 and the amendments thereto,' as amended, so as to strike out the section enacted by said section 7 and by substituting a new section for the section stricken out." (New section would provide that the total direct and indirect liability of any person, firm or corporation, other than a municipal corporation, for money borrowed from any bank under the Act shall at no time exceed 20% of $250,000 of unimpaired capital and permanent surplus, and not more than 10% of the excess of such capital and surplus. Included within meaning of money borrowed would be: discount of bills of exchange drawn against actual existing values, discount of solvent trade acceptances or other solvent commercial or business paper actually owned by the one negotiating same, the purchase of any notes secured by not less than a like face amount of bonds of the United States or State of North Carolina or certificates of indebtedness of the U. S. Excluded would be: obligations to the extent secured or covered by guarantees or commitments or agreements to take over or purchase same by any federal reserve bank or any department of the United States or its agencies.) Sent to Committee on Banks and Banking.

SENATE CALENDAR ACTION

Bills received from the House:

HB 42, Settlements for personal injury, sent to Committee on Judiciary No. 2; HB 97, Maximum hours, sent to Committee on Manufacturing, Labor and Commerce; HB 184, Chowan--recorder's court salaries, sent to Committee on Salaries and Fees; HB 200, Defense after judgment, sent to Committee on Finance.

Bills reported favorably:

SB 98, Gasoline tax refunds; SB 105, Pitt-corporate limits Greenville; SB 108, Forsyth--Tubercular hospital tax; SB 109, Gaston--West Gastonia airport; HB 88, Education children present war veterans; HB 178, Repeal state housing law.

Bills reported without prejudice:

SB 6, Jury reduction capital punishment.

Bills reported unfavorably:

SB 65, Tax payment condition precedent registration of deeds; HB 124, Penalty reinstatement corporate charter.

Bills rereferred to Committee:

HB 199, Currituck--board of election pay, to Election Laws.

Committee substitutes adopted:

SB 26, Municipal capital reserve act of 1943, substitute incorporating committee amendments reported January 28.

Bills passed 2nd reading:

SB 82, Free privilege licenses blind veterans; SB 87, Taxation frozen new autos; SB 92, Haywood--nullification Canton school taxes; HB 119, Scotland--special tax authorization.

Bills passed 2nd and 3rd readings:

SB 69, Graham--school board vacancies; SB 80, Buncombe--Asheville library board; SB 81, Wilson--Board of Commissioners Clerk; SB 91, Improvement Appalachian State Teachers College; HB 10, Currituck--salary deputy sheriff Crawford Township; HB 84, Currituck--Officers fees for State Highway process; HB 95, Forsyth--Rural Hall fire equipment; HB 99, Currituck--Fruitville deputy; HB 117, Currituck--compensation chairman county board of elections; HB 123, Vance--sharing ABC profits; HB 146, Cost collection liability; HB 150, Currituck--fees of law enforcement officers; HB 170, Caswell--representation county commissioners; HB 179, Cumberland--terms of county commissioners; HB 182, Rowan--East Spencer bank taxes.

HOUSE CALENDAR ACTION

Bills reported favorably:

SB 35, Buncombe--County and Municipal Finance Acts amendments; SB 57, Guilford--Treasurer's salary; SB 58, Guilford--Register of Deed's salary; HB 27, Vocational education, as amended; HB 63, Compensation rationing boards, as to Committee Substitute; HB 73, Allotment of teachers in union schools; HB 102, Statistical reports of clerks Superior Court, as to Committee Substitute; HB 126, Clay--beer and wine election; HB 142, Burke--nomination Board of Education; HB 152, Liability of decedent's representative; HB 155, Time for filing claims against estates; HB 160, Guardians' bonds; HB 162, Probate soldiers' wills; HB 163, Investment cemetery funds; HB 168, Admission of Indians at Morganton; HB 183, Stanly--Aquadale charter; HB 188, Polk--trustees Tryon-Saluda school unit; HB 197, Brunswick--election tax collector; HB 201, Securities Law; HB 210, Person--county commissioner election; HB 211, Perquimans--Hertford mayor and commissioners' term; HB 212, Retirement extension agents; HB 216, Currituck--compensation judges of election; HB 229, Bertie--Aulander mayor and commissioners' salary; HB 238, Franklin--grand jurors; HB 241, Robeson--county surveyor election; HB 243, Cumberland--drainage district; HB 247, Appalachian State Teachers College; HB 252, A. & T. trustees; HB 258, Onslow--Jacksonville corporate limits; HB 260, Jury duty radio workers; HB 263, Pasquotank--election county commissioners; HB 265, Brunswick--tenants refusing to perform; HB 266, Moore--Board of Education; HB 273, Bladen--full-time county commissioner chairman.

Bills re-referred to Committees:

HB 27, Vocational education, as amended, to Appropriations; HB 73, Allotment of teachers in union schools, to Appropriations; HB 126, Clay--beer and wine election, to Finance; HB 192, Rutherford--Rutherfordton mayor and commissioners, to Counties, Cities and Towns.

Bills passed 2nd reading:

HB 114, Validating housing authorities; HB 115, Extension of time for projects.

Bills passed 2nd and 3rd readings:

SB 34, Halifax--tax collectors to carry arms; HB 14, Currituck--repealing requirement for Moyock deputy; HB 31, Currituck--publication Board of Education's minutes, amended to provide size of type to be used in printing and amount that can be paid for publication; HB 32, Currituck--Publication Commissioners' minutes, amended in same manner as HB 31; HB 39, Mecklenburg--punishment for public drunkenness, Committee Substitute and floor amendments adopted, so that in Allegheny, Bladen, Caldwell, Carteret, Cleveland, Duplin, Durham, Edgecombe, Harnett, Martin, Mecklenburg, Montgomery, Moore, Nash, Pender, Person, Washington and Wilson Counties the punishment for public drunkenness would be not more than $50 fine or imprisonment for 30 days for first offense, not more than $100 fine or imprisonment for 60 days for second offense within 12 months, and a misdemeanor punishable in discretion of court for third offense within 12 months; HB 89, Bertie--Windsor mayor's salary; HB 113, Slum clearance; HB 120, Cumberland--compensation county board of health; HB 128, Guilford--consolidation tax supervisor and collector; HB 136, Swain--tax collector and accountant; HB 137, Swain--compensation county commissioners chairman; HB 151, Polk--Tryon's Trade Street line; HB 165, Davie--fees for liquor seizure; HB 169, Hyde--election of county commissioners; HB 176, Hoke--term of agricultural tenancies; HB 177, Hoke--performance of tenant's contract; HB 185, Onslow tax revaluation; HB 187, Yancey--chief deputy's compensation; HB 190, Lee--increasing county commissioners; HB 204, Catawba--Hickory charter; HB 205, McDowell--Nebo charter dissolution; HB 208, Surry tax supervisor; HB 209, Person--firearms registration; HB 215, Pitt--Grimesland charter; HB 235, Wayne--taxes for 1935 and prior years; HB 259, Yancey--debts less than $300 due intestates.

BILLS RATIFIED

SB 14, General Statutes.

Next sessions: Senate and House: 12:00 noon, February 5, 1943.

#

Bills re-referred to Committees:

[illegible] to Committee on Appropriations; SB [illegible], Allotment of [illegible] [illegible] [illegible] and [illegible], to [illegible] SB 164, [illegible] and [illegible] [illegible]

Bills passed 2nd reading:

[illegible] SB 119, Extension of time for [illegible]

Bills passed 3rd and 2nd readings:

[illegible]

ADJOURNMENT

[illegible], General Assembly [illegible]

Next meetings: Senate and House: 12:00 noon, February 7, 1949.

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 27
February 5, 1943

Sessions: Senate--12;00 noon; House 12:00 noon.

BILLS INTRODUCED: SENATE

SB 121. (Public) - McKee, Clark, O'Berry, Price

"To amend section 6597 of the Consolidated Statutes of North Carolina by rewriting said section so as to change the manner of establishing the Library Commission of North Carolina." (Reorganizes Library Commission to consist of five unpaid members appointed by the Governor for four years, one member being designated chairman. Vacancies to be filled by Governor for unexpired term and he may dismiss for cause. Quarterly meetings to be held in Raleigh. Provision that Commission should annually elect its own officers deleted.) Sent to Committee on Libraries.

SB 122. (Local - Warren) - Poindexter

"To amend chapter 201 of the private laws of 1915, being the charter of the Town of Warrenton." (Majority of Board of Town Commissioners to constitute quorum. Notice of meetings, callable by Mayor or majority of Commissioners, to be given each member. Compensation $5 for regular monthly meetings, $4 for special meetings, pay for special meetings limited to one a month. Mayor to receive $75 per month. Office to be provided in Municipal Building in which Board to hold its regular monthly meetings. Mayor may, at own expense, maintain an office elsewhere, and hold Mayor's court and transact other business there. Certain fees collected under section 27, chapter 201, Private Laws of 1915, to become property of the Town of Warrenton.) Sent to Committee on Counties, Cities and Towns.

SB 123. (Public) - Hodges

"To amend chapter 343 of the Public Laws of 1929, relating to domestic relations courts." (Gives domestic relations courts jurisdiction over all cases involving abandonment and non-support of a minor child (formerly juvenile) by an adult. Provides further that a substitute judge may be appointed in the same manner as the regular judge, serving in his absence. Per diem to be provided by governing bodies appointing. Court to adopt an official seal, keep record of proceedings. Judge and clerk empowered to administer oaths and issue warrants and other process.) Sent to Committee on Courts and Judicial Districts.

SB 124. (Public) - Hodges

"To amend section 1664 of the Consolidated Statutes of 1919, relating to the custody of children in divorce." (The complaint in a divorce action to give name and age of minor children, or state that there are none.) Sent to Committee on Judiciary No. 2.

SB 125. (Public) - Wade

"To authorize and empower the acquisition by the State of North Carolina for park purposes of parts of certain lands located in Avery, Caldwell and Watauga Counties, known as Grandfather Mountain." (State Board of Conservation and Development to purchase for use as State or National Park 500 to 1,500 acres at price not to exceed $100 per acre. $150,000 appropriated.) Sent to Committee on Conservation and Development.

SB 126. (Public) - Wade

"To amend section 3294 of the Consolidated Statutes of North Carolina for the year 1919, so as to add commissioners of oaths to officials before whom instruments may be proved or acknowledged." (As title indicates; act retroactive.) Sent to Committee on Judiciary No. 1.

SB 127. (Local - Haywood) - Bailey

"To authorize the Board of Aldermen of the Town of Canton, Haywood County, to regulate the prices charged by persons operating vehicles for hire in the Town, except those under the jurisdiction of the Utilities Commission of North Carolina." (Regulations may extend to one mile outside the limits of the town, establishing a uniform rate of compensation for each class of vehicles, classified according to use; to be adopted by ordinance.) Sent to Committee on Finance.

SB 128. (Local - Haywood) - Bailey

"To amend chapter 368 of the Public-Local Laws of North Carolina of 1911 and acts amendatory thereto, giving the Canton police court jurisdiction over property owned by the Town of Canton in Haywood County and outside the corporate limits of the Town of Canton." (As title indicates.) Sent to Committee on Finance.

SB 129. (Public) - Clark, McKee, Johnson of Duplin

"To amend chapter 103 and article 12 of chapter 96 of the Consolidated Statutes of North Carolina relating to the management of the State Hospital at Raleigh, the State Hospital at Morganton, the State Hospital at Goldsboro and the Caswell Training School at Kinston to provide for the appointment of a unified board of directors for such institutions and to provide for the appointment of a General Superintendent of Mental Hygiene." (See HB 315.) Sent to Committee on Mental Institutions.

SB 130. (Public) - Pittman

"Relating to publishing the session laws of the General Assembly by the Secretary of State." (Provides for publishing in one volume all Public, Public-Local and Private Laws and Resolutions of the 1943 session, but to be indexed separately. Volume to be known as "Session Laws.") Passed three readings and sent to House.

SB 131. (Local - Stanly) - Taylor and Funderburk

"To change the name of 'Town of Albemarle', set forth in chapter 384 of Private Laws of 1911, to 'City of Albemarle', and provide for the compensation of the commissioners of said City." (As title indicates; commissioners to receive compensation fixed by them and the mayor not exceeding $300 per year, beginning with commission elected in May, 1943, and each two years thereafter. Compensation to be fixed by each preceding board.) Sent to Committee on Counties, Cities and Towns.

SB 132. (Public) - O'Berry

"Authorizing counties to establish capital reserve funds." (As title indicates. Sources: (1) itemized unappropriated surplus revenues and unencumbered balances; (2) appropriations, provided sources itemized; (3) proceeds sale county property not included in appropriated estimated revenues; (4) proceeds sale property County Board of Education not included in appropriated estimated revenues; (5) insurance proceeds by county or (6) Board of Education; (7) collections of revenues other sources than ad valorem taxes in excess of estimated and appropriated fiscal year revenues separately stated as to fund to which may lawfully accrue. To be established by governing body, itemizing sources and designating depository, subject to approval of Local Government Commission. Subsequent amendments also subject to approval. Depository must furnish security. Uses of fund: (a) listed improvements; (b) temporary borrowings for meeting current appropriations in anticipation of revenues of current year (not to exceed 25% of appropriations for fiscal year withdrawals made, no ensuing fiscal year withdrawals unless repaid and repayment to be within 30 days after close of fiscal year; (c) purchasing at market prices and retiring outstanding bonds maturing more than 5 years from date of withdrawal; (d) investment in bonds or notes of the United States, North Carolina, or the county; and (e) payment of maturing serial bonds or notes and interest according to a determined plan of amortization. Other restrictions are made upon use of the Capital Reserve Fund. Withdrawals subject to approval of Local Government Commission and submission to popular vote. Publication of withdrawal order required. Thirty day limitation upon actions to set aside an order for withdrawal. Details of authorized withdrawals prescribed. Accounts of each source to be kept, by financial office, but only one account necessary by depository. Earnings to be prorated accounding to sources. Executive Committee of Commission may act for the Commission, subject to review. Provision made for sinking funds.) Sent to Committee on Finance.

SB 133. (Local - Mecklenburg) - Blythe

"Relating to the term of office of the Treasurer of Mecklenburg County, and the salaries of the Register of Deeds, Chairman of the Board of County Commissioners, and the Collector of Revenue of Mecklenburg County." (Present treasurer to serve until first Monday in December, 1944. Treasurer to be elected at general election in 1944 and quadrennially thereafter. Salary of Register of Deeds $4,200 per year payable in equal monthly installments; Chairman of Board of County Commissioners $4,200; Collector of Revenue to be fixed by the Board not exceeding $300 monthly; members of Board to receive $50 monthly and mileage of 5¢. Salaries above effective July 1, 1943.) Sent to Committee on Finance.

BILLS INTRODUCED: HOUSE

HB 311. (Local - Warren) - Kerr

"To amend chapter 762 of the Public-Local Laws of 1915, relating to the drawing of jurors in the recorder's court of Warren County." (Whenever jury trial demanded in criminal or civil case, number drawn to be 16.) Sent to Committee on Courts and Judicial Districts.

HB 312. (Local - Mecklenburg) - Tonnisen and Ritch

"To prohibit the sale of cattle--swine or veal--by public auction except by weight determined at the time of sale, in Mecklenburg County." (As title indicates.) Sent to Committee on Agriculture.

HB 313. (Local - Burke) - Stoney

"To amend section 4 of article II of the Charter of the Town of Morganton, relating to the compensation of aldermen of said Town." (To receive $5 for regular meetings attended, and $2 for special meeting, but total not to exceed $7 per month.) Sent to Committee on Counties, Cities and Towns.

HB 314. (Public) - Stoney

"To authorize the participation by the North Carolina School for the Deaf at Morganton in the free distribution of textbooks and the State textbook rental system operated by the State of North Carolina." (Would permit participation in same manner as other schools of the State.) Sent to Committee on Education.

HB 315. (Public) - Spruill

"To amend chapter 103 and article 12 of chapter 96 of the Consolidated Statutes of North Carolina relating to the management of the State Hospital at Raleigh, the State Hospital at Morganton, the State Hospital at Goldsboro and the Caswell Training School at Kinston to provide for the appointment of a unified board of directors for such institutions and to provide for the appointment of a general superintendent of mental hygiene." (Would amend section 2 of chapter 365 (chapter 265), Public Laws of 1929 to permit the Governor and a committee of 3 members selected by the unified Board of Directors to change the line of division between the State Hospitals at Raleigh and Morganton in their discretion, and permit the Governor or committee to cause transfer of patients from one hospital to the other. C. S. 6159(a) as now written would be repealed, and new section 6159(a) would set up one board of directors for all institutions listed in title. Board to consist of 16 members, 15 to be appointed by the Governor, 4 men and 1 woman each from the eastern, central and western sections of the State. No two members to be residents of same county. Directors to be divided into 5 classes of 3 members each, to serve terms of 1, 2, 3, 4 and 5 years for first appointments, terms to be for 5 years each thereafter. Secretary of the North Carolina State Board of Health to be ex officio member. Appointments to be confirmed by Senate. Nine directors to constitute quorum. Governor may remove any member without assigning cause. C. S. 6159(b) rewritten to vest in unified board all of powers and duties formerly in the several boards of directors or trustees. Annual and biennial reports to Governor required. C. S. 6159(c) rewritten to require directors to appoint from their number a building committee, to be charged with building construction and repair. C. S. 6161 rewritten to require annual visitation by the board to each institution. Other provisions: board to select from its number a chairman and elect a secretary who may be a non-member; board authorized to employ general superintendent of mental hygiene with certain qualifications and fix his salary, on 2 year contract but removable for cause, and provide clerical assistance; superintendent of each institution to make monthly reports to general superintendent; board to select from its number an executive committee of 3 members for each institution; to adopt regulations for the government of each institution; may establish a system of outpatient mental hygiene clincs to be held at each institution and at medical schools, community and public hospitals. Members of board to receive per diem of $7 and actual expenses. Act to be known as "North Carolina Hospitals Board of Control.") Sent to Committee on Mental Institutions.

HB 316. (Local - Hertford) - Vann

"To fix the Hertford County jailer's allowance for prisoners board, and to fix the turnkey fee." (Not more than $1 per day per prisoner for board, not more than 50¢ for turnkey fee, in discretion of board of county commissioners.) Sent to Committee on Salaries and Fees.

HB 317. (Public) - Moseley

"To require officers serving civil process, subpoenas, notices, pleadings and other documents to furnish copies of their returns to the persons for whom service is made." (Copy to be personally delivered or mailed within 24 hours. Concerns process in civil actions or other civil proceedings.) Sent to Committee on Judiciary No. 2.

HB 318. (Public) - Moseley

"To authorize the attestation of deeds of banks by the secretary or an assistant secretary or by the cashier or an assistant cashier." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 319. (Local - Mecklenburg) - McDougle

"To extend the jurisdiction of police officers of the Town of Huntersville, in Mecklenburg County, to include all of the territory situated within one mile of the corporate limits of said Town." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 320. (Local - Mecklenburg) - McDougle

"Amending chapter 331 of the Public Laws of North Carolina of 1929, the same being an act amending chapter 56 of the Consolidated Statutes of North Carolina, relating to special assessments, and extending the statute of limitations from ten years to fifteen years from the default in the payment of any unpaid assessments." (As title indicates. Not to revive any right of action heretofore barred by the statute of limitations. To apply only to the City of Charlotte.) Sent to Committee on Judiciary No. 1.

HB 321. (Public) - Reynolds

"To amend chapter 95 of the Consolidated Statutes of 1919 relating to the instruction on alcoholism and narcotism in the public schools of the State." (Authorizes employment by the State Board of Education of a new member of the staff of the State Department of Public Instruction, who is to be charged with duty of studying all literature, aids and devices for assistance of teachers in teaching effects of alcohol and narcotics in the human system, of revising material, and of making supervisory trips to see if teachers are complying with C. S. 5440(a). Would appropriate $10,000 for ensuing biennium.) Sent to Committee on Education.

HB 322. (Public) - Halstead

"To permit marginal entry on the record of a deed of trust or mortgage of the payment of any one or more of a series of notes or bonds secured by such mortgage or deed of trust." (Permits entry of amount and satisfaction of note on margin of mortgage or deed of trust and eliminates necessity of exhibiting note so cancelled at time of final cancellation of mortgage or deed of trust.) Sent to Committee on Judiciary No. 1.

HB 323. (Local - Gaston) - Dellinger

"To regulate the sale of wines, beers and ales in Gaston County." (Sale prohibited between 6 P.M. on Saturdays and 7 A.M. on Mondays.) Sent to Committee on Finance.

HB 324. (Public) - Bender
"To amend chapter 288 of the Public Laws of 1937 as amended by chapter 395 of the Public Laws of 1939 and chapter 232 of the Public Laws of 1941 for the purpose of correcting certain errors therein relating to old age assistance and aid to dependent children." (Corrects errors concerning certain references to section numbers, makes minor changes with regard to administrative detail and procedure, and deletes the provisions of section 20, chapter 288, Public Laws 1937, relating to assistance to persons who have not acquired a settlement in a particular county.) Sent to Committee on Public Welfare.

HB 325. (Public) - Bender
"To amend chapter 25 of the Public Laws of 1941, creating a Teachers and State Employees Retirement System in North Carolina." (Would extend benefits to persons who retired prior to January 1, 1941, because of total disability, who had then reached the age of 50 and had served as a public school teacher continuously for at least 25 years.) Sent to Committee on Public Welfare.

HB 326. (Local - Nash) - Pearsall and Fountain
"To empower the Board of Aldermen of the City of Rocky Mount to relieve churches from paving assessments." (Board could remit, cancel or settle existing liens against church or parsonage property for sidewalk, curb, gutter or street paving.) Sent to Committee on Counties, Cities and Towns.

HB 327. (Local - Perquimans) - White of Perquimans
"To provide for the appointment of the judge or recorder of the Perquimans County Recorder's Court by the County Commissioners of Perquimans County, and provide for the salary of the judge or recorder and the prosecuting attorney, and to amend section 1564 of the Consolidated Statutes accordingly." (As indicated. Terms to be same as terms of commissioners. Salaries of recorder and prosecuting attorney to be fixed by the county commissioners, not to exceed $900 per annum.) Sent to Committee on Counties, Cities and Towns.

HB 328. (Local - Chatham) - Paschal
"To validate all sales for taxes made by the sheriff of Chatham County for the years 1940 and 1941." (Would validate sales of property for nonpayment of taxes by the tax collector of Chatham County or any municipality or taxing district therein, held during the years 1940 and 1941, notwithstanding they may not have been held on the date prescribed by law.) Sent to Committee on Counties, Cities and Towns.

HB 329. (Public) - Allen, Arch T.
"To amend section 1403 of chapter 310 of the Public Laws of 1939 relating to the imposition of penalties on taxes." (Relates to taxes assessed by political subdivisions of the State. New schedule would allow discount of $\frac{1}{2}$ of 1% if paid on or before Nov.1; after Nov. 1 and on or before Jan. 1, face amount to be paid; after Jan. 1 and on or before Feb. 1, penalty of 1%; after Feb. 1 and on or before Mar. 1, penalty of 2%; on and after Mar. 2, a penalty, in addition to 2%, of $\frac{1}{2}$ of 1% per month or fraction. Prepayment discounts unchanged.) Sent to Committee on Finance.

HB 330. (Public) - Midgett
"Relating to the registration of liens on personal property by amending section 2576 of the Consolidated Statutes of 1919, Volume 1." (Provides that mortgage on personal property created while such property was in another

state will not constitute a lien upon the property after its removal to this State, as to purchasers for value, without notice to creditors or proper registration of the mortgage in this State.) Sent to Judiciary No. 2.

HB 331. (Local - Pitt) - Wooten and Worthington

"To amend chapter 95 of the Private Laws of 1897 relating to the Charter of the Town of Winterville." (Provides for election on first Monday in May, 1943, of a mayor and 3 commissioners, after posting notice in 3 public places for 30 days. Mayor to be elected for 2 years. Commissioners to file for 1, 2, or 3 year term, successors to be elected for 3 year terms, so that 1 commissioner will be elected each May.) Sent to Committee on Counties, Cities and Towns.

SENATE CALENDAR ACTION

Bills received from the House:

HB 89, Bertie--Windsor mayor's salary, sent to Committee on Salaries and Fees; HB 113, Slum clearance, sent to Committee on Public Health; HB 120, Cumberland--compensation county board of health, sent to Committee on Counties, Cities and Towns; HB 128, Guilford--consolidation tax supervisor and collector, sent to Committee on Counties, Cities and Towns; HB 136, Swain--tax collector and accountant, sent to Committee on Counties, Cities and Towns; HB 137, Swain--compensation chairman county commissioners, sent to Committee on Salaries and Fees; HB 151, Polk--Trade Street line in Tryon, sent to Committee on Counties, Cities and Towns; HB 165, Davie--fees for liquor seizure, sent to Committee on Counties, Cities and Towns; HB 169, Hyde--election of county commissioners, sent to Committee on Counties, Cities and Towns; HB 174, Distribution of dead bodies, as amended, sent to Committee on Public Health; HB 176, Hoke--term of agricultural tenancies, sent to Committee on Judiciary No. 2; HB 177, Hoke--performance of tenant's contract, sent to Committee on Judiciary No. 2; HB 185, Onslow--tax revaluation, sent to Committee on Finance; HB 187, Yancey--chief deputy compensation, sent to Committee on Salaries and Fees; HB 190, Lee--increasing county commissioners, sent to Committee on Counties, Cities and Towns; HB 204, Catawba--Hickory charter, sent to Committee on Education; HB 205, McDowell--Nebo charter dissolution, sent to Committee on Counties, Cities and Towns; HB 208, Surry--tax supervisor, sent to Committee on Counties, Cities and Towns; HB 209, Person--firearm registration, sent to Committee on Propositions and Grievances; HB 215, Pitt--Grimesland charter, sent to Committee on Counties, Cities and Towns; HB 235, Wayne--taxes for 1935 and prior years, sent to Committee on Finance; HB 250, Yancey--$300 or less due intestates, sent to Committee on Counties, Cities and Towns.

Bills reported favorably:

SB 75, Salary chief boiler inspector; SB 83, Guilford--new Greensboro Registration books; SB 100, Rockingham--Reidsville recorder's court; SB 104, Halifax--Roanoke Rapids tax rate; SB 112, County 1943 military land tax remission; HB 6, Cumberland--amending Fayetteville primary law; HB 28, McDowell--grand jury terms; HB 45, as to Committee Substitute, amendment Commissioners Agriculture and Labor; HB 60, Gates--grand jury terms; HB 61, Gates--terms and compensation of recorder's court judges and solicitor; HB 87, Special judges; HB 97, as amended, Maximum hours; HB 11, Mutual burial associations license; HB 200, Defense after judgment.

Bills reported unfavorably:

SB 4, Income tax-deductions for charitable donations by corporations; SB 23, Income taxes eight monthly installments.

Bills passed 2nd reading:

SB 26, Municipal capital reserve act of 1943; SB 98, Gasoline tax refunds; SB 103, Pitt--corporate limits Greenville; SB 108, Forsyth--tubercular hospital tax; SB 109, Gaston--West Gastonia airport.

Bills passed 3rd reading:

SB 82, Free privilege licenses blind veterans; SB 87, Taxation frozen new autos; SB 92, Haywood--Nullification Canton School taxes; HB 119, Scotland--special tax authorization.

Bills passed three readings:

SB 130, Publication Session Laws; HB 88, Barber board funds; HB 178, Repeal of state housing law.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 69, Graham--School Board vacancies, sent to Committee on Counties, Cities and Towns; SB 80, Buncombe--Asheville Library Board, sent to Committee on Counties, Cities and Towns; SB 81, Wilson--Board of Commissioners clerk, sent to Committee on Counties, Cities and Towns; SB 91, Improvement Appalachian State Teachers College, sent to Committee on Higher Education; SB 130, Publication Session Laws, passed three readings.

Bills reported favorably:

SB 44, Increased court costs benefit officers fund, as amended; SB 64, Validating acknowledgments before officers, stockholders, directors of corporations; HB 103, C.A.P. bases appropriation; HB 203, Penny vending machines; HB 276, New Hanover--Alcoholic Beverage Fund; HB 281, Brunswick--new courthouse; HB 283, ABC proceeds.

Bills reported unfavorably:

HB 51, Fireworks; HB 191, Exhausting personal property before tax foreclosures.

Bills passed 2nd reading:

SB 35, Buncombe--County and Municipal Finance Act amendments; HB 144, Wine control, amended so as to strike out provision making it legal for farmers to make and sell up to 60 gallons of wine from grapes grown on own land, to make Act inapplicable to any county where the sale of wine may be illegal, to preserve the discretionary power of certain counties to refuse to issue licenses to sell wine for consumption on the premises, to provide that the Act would not prohibit the making of wine from grapes grown on a person's premises for his own consumption, and to change the name of the "Wine Control Division" to "Wine Control Authority" and reduce the annual salary of the director from $6,600 to $6,000; HB 183, Stanly--Aquadale charter; HB 207, Randolph--quadrennial assessment, Committee Substitute, adding validation of appraisals of personal property adopted clarifying bill; HB 243, Cumberland Drainage District, amended to correct stenographic error; HB 258, Onslow--Jacksonville corporate limits.

Bills passed 2nd and 3rd readings:
SB 57, Guilford--Treasurer's salary; SB 58, Guilford--Register of Deeds' salary; HB 63, Compensation rationing boards, Committee Substitute, making bill applicable only to Martin County adopted; HB 129, Guilford--deputies and constables bond premiums; HB 142, Burke--nomination Board of Education; HB 188, Polk--trustees Tryon-Saluda school unit; HB 197, Brunswick--election tax collector; HB 210, Person--county commissioner election; HB 211, Perquimans--Hertford mayor and commissioners' term; HB 216, Currituck--compensation judges of election; HB 229, Bertie--Aulander mayor and commissioners' salary; HB 238, Franklin--grand jurors; HB 241, Robeson--county surveyor election; HB 263, Pasquotank--election county commissioners; HB 265, Brunswick--tenants' refusing to perform; HB 266, Moore--Board of Education; HB 273, Bladen--full-time county commissioner chairman.

Bills passed 3rd reading:
HB 38, Seized gambling lures, Committee Substitute, amending, instead of repealing, statute so as to provide that monies so seized shall be placed in general fund of county in which seized, and property suited only to gambling to be destroyed, with other property to be sold as in case of execution and proceeds placed in general fund; HB 114, Validating housing authorities; HB 115, Extension of time for projects.

Bills passed three readings:
SB 130, Publication Session Laws.

BILLS RATIFIED

SB 34, Halifax--tax collectors to carry arms; HB 10, Currituck--salary deputy sheriff Crawford Township; HB 84, Currituck--officers fees for State Highway process; HB 95, Forsyth--Rural Hall fire equipment; HB 99, Currituck--Fruitville deputy; HB 117, Currituck--compensation county board of elections; HB 123, Vance--sharing ABC profits; HB 146, Cost collection liability; HB 150, Currituck--fees law enforcement officers; HB 170, Caswell--representation county commissioners; HB 179, Cumberland--terms of county commissioners; HB 182, Rowan--East Spencer back taxes.

Next sessions: Senate and House--10:00 A.M., February 6, 1943.
(Local bills only.)

#

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 28
February 6, 1943

BILLS INTRODUCED: SENATE

None

BILLS INTRODUCED: HOUSE

HB 332. (Local - Clay) - Cherry
"To fix the salary of the county accountant in Clay County." (Effective March 1, 1943, salary to be $75 per month, in full compensation for services.) Sent to Committee on Salaries and Fees.

SENATE CALENDAR ACTION

Bills received from the House:
HB 31, Currituck--publication minutes, board of education, sent to Committee on Education; HB 32, Currituck--publication of minutes, county commissioners, sent to Committee on Judiciary No. 2; HB 38, Division of seized gambling lures, sent to Committee on Judiciary No. 1; HB 39, Mecklenburg--punishment for public drunkenness (several other counties added), sent to Committee on Judiciary No. 2; HB 63, compensation members of rationing boards (applying only to Martin County), sent to Committee on Judiciary No. 2; HB 114, Validating housing authorities, sent to Committee on Judiciary No. 2; HB 115, Extension of time for projects, sent to Committee on Judiciary No. 1; HB 129, Guilford--deputies and constables bond premium, sent to Committee on Judiciary No. 1; HB 142, Burke--nomination county board of education, sent to Committee on Education; HB 188, Polk--trustees Tryon-Saluda school unit, sent to Committee on Education; HB 197, Brunswick--election of tax collector, sent to Committee on Salaries and Fees; HB 210, Person--county commissioner election, sent to Committee on Counties, Cities and Towns; HB 211, Perquimans--term of mayor and commissioners of Hertford, sent to Committee on Counties, Cities and Towns; HB 216, Currituck--compensation judges of election, sent to Committee on Election Laws; HB 229, Bertie--Aulander mayor and commissioners salary, sent to Committee on Counties, Cities and Towns; HB 238, Franklin--grand jurors, sent to Committee on Judiciary No. 2; HB 241, Robeson--county surveyor election, sent to Committee on Judiciary No. 1; HB 263, Pasquotank--election of county commissioners, sent to Committee on Election Laws; HB 265, Brunswick--tenant's refusing to perform, sent to Committee on Judiciary No. 1; HB 266, Moore--board of education, sent to Committee on Education; HB 273, Bladen--full-time county commissioner chairman, sent to Committee on Counties, Cities and Towns.

Bills passed 2nd and 3rd readings:

SB 83, Guilford--new Greensboro registration books; SB 100, Rockingham--Reidsville recorder's court; HB 6, Cumberland--amending Fayetteville primary election law; HB 28, McDowell--grand jury terms; HB 60, Gates--grand jury terms; HB 61, Gates--terms and compensation of recorder's court judge and solicitor.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 82, Free privilege licenses blind veterans, sent to Committee on Finance; SB 87, Taxation frozen new autos, sent to Committee on Finance; SB 92, Haywood--nullification Canton school taxes, sent to Committee on Finance.

Bills passed 2nd and 3rd readings:

HB 276, New Hanover--Alcoholic Beverage Fund; HB 283, Durham--ABC proceeds.

Next sessions: House and Senate -- 8:00 P. M., February 8, 1943.

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA
P. O. BOX 1657
TELEPHONE 33361
FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 29
February 8, 1943

Sessions: Senate--8:00 P.M.; House--8:00 P.M.

BILLS INTRODUCED: SENATE

SB 134. (Public) - Brooks

"Authorizing individuals to deduct from their state income taxes federal income taxes by amending subsection 4 of section 322 of the Revenue Act of 1939, as amended, and being chapter 158 of the Public Laws of 1939." (As title indicates.) Sent to Committee on Finance.

SB 135. (Local - Graham) - Whitaker

"To fix the term of office of the board of county commissioners of Graham County." (At 1944 general election, and biennially thereafter, board of county commissioners to be elected for two years from the first Monday in December after their election. Chapter 55 of the Public-Local Laws of 1939 repealed and term of office of present board to expire on first Monday in December, 1944.) Sent to Committee on Counties, Cities and Towns.

SB 136. (Local - Rockingham) - Price

"To prescribe the fees for the office of Clerk of the Superior Court of Rockingham County." (As title indicates. Sets out fee bill in specific cases. Fees not specifically provided for shall be subject to general fee bill of State.) Sent to Committee on Salaries and Fees.

SB 137. (Public) - O'Berry

"To authorize the issuance of notes of the State for the purpose of paying appropriations." (Authorizes issuance of tax anticipation notes by the State Treasurer at rates and maturity dates in discretion of Governor and Council of State.) Sent to Committee on Finance.

SB 138. (Public) - Cherry

"To provide for exchanges of bonds of the State which are held in the sinking funds under the control of the State Sinking Fund Commission, and for the cancellation of certain highway bonds held in the sinking funds for such bonds." (State Sinking Fund Commission authorized to exchange any bonds of the State which shall at any time be held as an investment of moneys in any sinking fund under its control for like principal amounts of bonds of the State which are then to be held as an investment of moneys in all other sinking funds under its control. In each such exchange each sinking fund to be charged or credited with the market value of the bonds received by it, plus the accrued interest thereon. Commission to determine market value. Commission to invest funds created by Sections 2 and 3 of chapter 158 of the Public Laws of 1939 in highway bonds of the State unless it determines it would be more practicable, at the time of such investment, to invest such moneys in other State bonds or other securities eligible for such investment. When requested by the Governor and Council of State, Commission may at any time cancel the highway bonds held in the sinking fund created by Section 2. Upon the cancellation of these highway bonds, the annual payment to be made into the sinking fund in each subsequent year to be increased from $100,000 to $150,000. Cancellation of Section 3 bonds to cause an increase in annual payment into the sinking fund from $400,000 to $600,000.) Sent to Committee on Public Roads.

SB 139. (Public) - Cherry

"To authorize the issuance of highway bonds of the State." (Act to be known as Highway Bond Act of 1943. State Treasurer, with consent of Council of State, authorized to issue and sell bonds not exceeding $15,000,000 for highway work at the end of the present emergency. Amount issued during any biennium to be within the limits of Section 4 of Article V of the Constitution. Interest to be payable semi-annually and bonds to run not to exceed 30 years. To be subject to registration. To be sold by State Treasurer at best price obtainable at not less than par and accrued interest. Money to be placed to credit of construction, 'State Highway Fund.'

With the consent of the Governor and Council of State, who shall determine the rate or maximum rate of interest and the date of payment, the State Treasurer authorized to borrow money at lowest obtainable rate, and to execute and issue notes for the same under specified conditions. Notes issued in anticipation of the bonds are to be paid from bond sale funds unless otherwise provided by the General Assembly, and notes issued for the payment of interest and installments of principal shall be paid from funds provided by the General Assembly for the payment of such interest and principal when such funds are collected. Coupons of bonds and notes after maturity receivable in payment of all debts or taxes due the State. Bonds and notes and coupons tax exempt. Principal and interest to be paid in each fiscal year when due out of the State Highway Fund.) Sent to Committee on Public Roads.

SB 140. (Local - Cleveland) - Weathers

"To repeal chapter 43 of the Private Laws of the State of North Carolina, 1885, this being an Act to repeal the charter of the Town of Mooresboro." (Corporate existence of town dissolved.) Sent to Committee on Counties, Cities and Towns.

SB 141. (Local - Haywood) - Bailey

"To amend chapter 376 of Private Laws of 1941 of North Carolina, changing the corporate limits of the Town of Canton." (Sets out new corporate limits by metes and bounds. Town not to levy or collect any ad valorem taxes for 1943 upon property taken in not already within the corporate limits, nor excluded property.) Sent to Committee on Counties, Cities & Towns.

SR 142. (Resolution) - Lanier

"A joint resolution urging the federal authorities to apply price ceilings to the flue-cured tobacco crop by a method which will not destroy the auction system of selling tobacco." (Directed to United States Department of Agriculture and the Office of Price Administration. To establish ceilings on buyers' averages, rather than on individual baskets of tobacco, in order to protect and preserve a free market for the sale of leaf tobacco at auction.) Passed three readings and sent to the House.

BILLS INTRODUCED: HOUSE

HR 333. (Resolution) - Horner
"Concerning employer's experience rating system of the Unemployment Compensation Law." (Governor to appoint a commission consisting of 5 members, 3 from House, 2 from Senate, to study system of employer's experience rating, to determine whether present statute should remain in full force and effect or be modified, or another statute be adopted; to report to Governor on or before October 1, 1944.) Sent to Committee on Unemployment Compensation.

HB 334. (Local - Carteret) - Gibbs
"To extend the term of office of the Register of Deeds of Carteret County." Present register to hold office until 1st Monday in December, 1946; register to be elected in general election in 1946 and quadrennially thereafter.) Sent to Committee on Counties, Cities and Towns.

HB 335. (Public) - Taylor
"To amend section 4384 of the Consolidated Statutes of North Carolina, relating to officers willfully failing to discharge their duties, so as to make said section applicable to recorders and prosecuting attorneys of recorders' courts." (As title indicates. Section makes it a misdemeanor for certain officers to willfully fail to discharge their duties.) Sent to Committee on Judiciary No. 1.

HB 336. (Public) - Dobson
"To amend chapter 130 of the Public Laws of 1941 relative to the organization and management of mutual burial associations and to provide for supervision thereof." Relates to fiscal and administrative affairs of association.) Sent to Committee on Judiciary No. 1.

HB 337. (Local - Jones) - Bender
"Relating to the office of the Clerk of the Superior Court of Jones County." (Would place clerk on fee basis, allowing him to retain all the fees enumerated in chapter 472 of the Public-Local Laws of 1937, in lieu of salary, and in addition, not less than $600 per year for deputy or clerical services. Validates previously retained fees in lieu of salary.) Sent to Committee on Counties, Cities and Towns.

HB 338. (Local - New Hanover) - Kermon
"To amend chapter 385 of the Public-Local Laws of 1921 relating to pensions for school teachers in New Hanover County, to provide that any payment from the State Retirement System Fund be deducted from the pension allowed by the County, and to change date of payments." (As indicated. Dates changed from the first days of January, April, June and October of each year to the last days of March, June, September and December of each year.) Sent to Committee on Education.

HB 339. (Local - Forsyth) - Gass, Gobble and Hudson
"To amend chapter 405 of the Public Laws of 1939 relating to the sale of wine and beer in certain counties in North Carolina." (Would authorize the governing body of Forsyth County or any municipality therein to decline to issue "on premises" licenses, and to prohibit sales of wine and beer between 12:01 A.M. and midnight Sunday.) Sent to Committee on Finance.

HB 340. (Local - Avery) - McCoury

"To provide for charging against the various funds benefited thereby the costs of tax listing, tax collection and auditing, and to relieve the general fund of Avery County of this expense." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 341. (Local - Lee) - Horner

"To amend the charter of the Town of Jonesboro." (Provides that any qualified elector of town may run for office of mayor or the board of commissioners by filing written notice of candidacy with the secretary to the board 10 days before the election.) Sent to Committee on Counties, Cities and Towns.

HB 342. (Public) - Shreve

"To provide for the payment of cash for members of burial associations dying outside the continental United States." (Widow or next of kin of such persons to be paid $100 cash in lieu of benefits. Does not apply to persons becoming members after ratification of the Act.) Sent to Committee on Judiciary No. 2.

HB 343. (Local - Stanly) - Morton

"To require the board of county commissioners of Stanly County to publish the minutes of its meetings in some newspaper circulated in the County." (Publication to be made one time within one week of the meetings.) Sent to Committee on Counties, Cities and Towns.

HB 344. (Local - Franklin) - Lumpkin

"To provide for the setting of the salary of the deputy-sheriff of Franklin County." (Would raise salary from $600 to $1,00 per annum, plus fees and commissions for the service of civil and criminal process.) Sent to Committee on Salaries and Fees.

HB 345. (Local - Franklin) - Lumpkin

"To amend chapter 139 of the Public-Local Laws of 1935 and chapter 261 of the Public-Local Laws of 1937 relating to the salary of the register of deeds and the deputy register of deeds of Franklin County. (Register of deeds to receive $2,400 per annum and deputy to receive $1,500 per annum, both as of February 1, 1943.) Sent to Committee on Salaries and Roes.

HB 346. (Public) - Lumpkin

"To amend chapter 1 of the Public Laws of the extra session of 1936, as amended, known as the Unemployment Compensation Law." ("Employment" would include services that would constitute employment but for the fact that such services are deemed to be performed entirely within another state pursuant to an election. Except as provided in paragraph 1 of subsection (f), section 19, chapter 1, Public Laws of 1936, extra session, as amended, "employment" shall not include services covered by an election approved by an agency of another state, during the effective period of such election. Further provides that notwithstanding other provisions of paragraph 7, subsection (g), section 19, service shall be deemed employment if tax is required to be paid under any federal law imposing a tax under which credit may be taken for contributions required to be paid into a state unemployment compensation fund.) Sent to Committee on Unemployment Compensation.

HB 347. (Public) - Caveness

"To amend chapter 225, Public Laws of 1923, entitled 'An Act to provide for the supervision and examination of industrial banks by the Corporation Commission,' as amended, so as to provide for fee in lieu of interest, investigation fee and other charges on loans of less than $50.00." (On loans less than $50, repayable in installments, industrial banks would be permitted to charge not more than $3.) Sent to Committee on Judiciary No. 1.

SENATE CALENDAR ACTION

Bills received from the House:

HB 276, NewHanover--alcoholic beverage fund, sent to Committee on Propositions and Grievances; HB 283, Durham--ABC proceeds, sent to Committee on Propositions and Grievances.

Bills reported favorably:

SB 89, Purchase and distribution General Statutes, recommended to pass as amended.

Bills re-referred to committee:

HB 200, defense after judgment, sent to Committee on Judiciary No. 1.

Bills passed 2nd reading:

SB 104, Halifax--Roanoke Rapids tax rate; HB 97, Maximum hours; HB 111, Mutual burial associations license.

Bills passed 3rd reading:

SB 26, Committee Substitute, municipal capital reserve act of 1943; SB 98, Gasoline tax refunds; SB 103, Pitt-corporate limits Greenville; SB 108, Forsyth--Tubercular hospital tax; SB 109, Gaston--West Gastonia airport.

Bills passed 2nd and 3rd readings:

SB 75, Salary chief boiler inspector; SB 112, military land tax remission; HB 45, Committee Substitute, constitutional amendment Commissioners of Agriculture and Labor; HB 87, Special judges.

Bills passed three readings:

SR 142, Tobacco ceiling prices (See above).

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 83, Guilford--new Greensboro registration books, sent to Committee on Elections and Election Laws; SB 100, Rockingham--Reidsville public health ordinances, sent to Committee on Courts and Judicial Districts; SB 142, Tobacco price ceilings, passed three readings.

Bills passed second reading:

HB 162, Probate soldiers' wills; HB 281, Brunswick--new courthouse.

Bills passed 2nd and 3rd readings:

HB 103, C.A.P. bases appropriation; HB 160, Guardian's bonds; HB 163, Investment cemetery funds; HB 168, Admission of Indians at Morganton; HB 201, Securities Law; HB 203, Penny vending machines; HB 206, Enrollment of State Constitution; HB 228, Seeing-eye dogs, amended so as to eliminate provision making refusal to admit such persons a misdemeanor; HB 236, Gasoline tax refunds, amended so as not to apply to losses occurring prior to March 1, 1943; HB 247, Appalachian State Teachers College.

Bills passed 3rd reading:
SB 35, Buncombe--County and Municipal Finance Acts amendments; HB 183, Stanly--Aquadale charter; HB 207, Randolph--quadrennial assessment, Committee Substitute; HB 243, Cumberland--Drainage District, as amended; HB 258, Onslow--Jacksonville corporate limits.

Bills passed three readings:
SB 142, Tobacco price ceilings.

Bills tabled:
HB 152, Liability of decedent's representative, amended so as not to apply to members armed forces.

BILLS RATIFIED

SB 57, Guilford--salary county treasurer; SB 58, Guilford--salary register of deeds; SB 130, Publication of session laws; HB 6, Cumberland--amending Fayetteville primary election law; HB 28, McDowell--grand jury terms; HB 60, Gates--grand jury terms; HB 61, Gates--terms and compensation of recorder's court judge and solicitor; HB 88, Barber board funds; HB 119, Scotland--special tax authorization; HB 178, Repeal of State Housing Law.

Next sessions: Senate and House--12:00 noon, February 9, 1943.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 30
February 9, 1943

Sessions: Senate--12:00 noon; House--12;00 noon.

BILLS INTRODUCED: SENATE

SB 143. (Local - Durham) - Brooks

"To fix the salaries for public officials and employees in Durham County." (Salaries set as follows: clerk Superior Court, $4,600; assistant clerk, $2,750; deputy clerk, $2,178; another deputy clerk, $1,980; sheriff, $4,600; chief deputy sheriff, $2,200; five deputy sheriffs, $2,100 each; two jailors, $1,920; clerk in sheriff's office, $1,920; two special deputies, $5 per day served; register of deeds, $3,900; deputy register of deeds, $2,440; another deputy register of deeds, $2,000; another deputy register of deeds, $1,800; judge of Recorder's Court, $4,500; prosecuting attorney, $3,600; clerk of Recorder's Court, $2,750; one assistant clerk, $1,860; deputy clerks at $1,620 and $1,560; stenographer and filing clerk, $1,140. All to be on an annual basis, payable monthly. Jurors and grand jurors $4 per day while serving. County Commissioners $10 per day while serving for not more than 4 days per month. In effect from March 1, 1943.) Passed three readings and sent to the House.

SB 144. (Public) - Johnson of Halifax

"To amend chapter 130 of the Public Laws of North Carolina of 1935 relating to the registration of deeds and other instruments." (Deeds prior to 1926 otherwise in proper form, but lacking notarial seal, to be ordered registered by clerk Superior Court.) Sent to Committee on Judiciary No. 2.

SB 145. (Local - Iredell) - Mitchell

"To extend the jurisdiction of the mayor's court of the City of Statesville to all territory within a one-mile radius of said city limits." (As title indicates.) Sent to Committee on Courts and Judicial Districts.

SB 146. (Local - Iredell) - Mitchell

"To authorize any police officer of the rank of sergeant, or of higher rank, who is assigned to day or night duty as the desk officer in the City of Statesville, to issue warrants." (As title indicates; jurisdiction extends within one mile of the corporate limits.) Sent to Committee on Counties, Cities and Towns.

SB 147. (Public) - Hodges

"To extend the time within which bonds of counties and municipalities heretofore authorized may be issued." (If the time for issuing any bonds of a county or municipality heretofore authorized, not issued at the time of ratification of this act, expires prior to July 1, 1945, they may be issued at any time prior to July 1, 1945.) Sent to Committee on Finance.

SB 148. (Local - Alexander) - Wilson
"To provide for a special election to determine the levy of a special annual tax in Alexander County for the establishment, maintenance and support of public libraries." (Election on April 27, 1943, to determine levy by Board of County Commissioners on 3¢ per $100 assessed valuation. New registration of voters provided. Board of six trustees to be appointed by board of county commissioners, subject to removal, to serve without pay. One of trustees to be elected President, another Secretary-Treasurer, and such other officers deemed necessary. Secretary-Treasurer to give bond. Board to adopt regulations for its own guidance and for the government of the library, including expenditure of all money and appointment and compensation of librarian and assistants. Tax money to be received into the County Treasury. Board to lease or purchase or erect an appropriate building.) Sent to Committee on Finance.

SB 149. (Public) - Carlyle
"To amend section 5062 of Volume 2 of the Consolidated Statutes of 1919, as amended by chapter 193 of the Public Laws of 1923, relating to city juvenile courts and probation officers." (Provides for election of a judge and assistant judge of a combined County-City Juvenile Court by the governing bodies of cities and counties; may be persons other than the Superior Court clerk, holding office for a term of one year. Assistant judge to perform functions only when regular judge unavoidably absent. Compensation of judges to be determined and paid by the County, city paying part determined by agreement. County may also combine with Juvenile Court of a city.) Sent to Committee on Judiciary No. 1.

SB 150. (Public) - Weathers
"To provide a 5% commission to merchants reporting and paying the sales tax, as compensation for same, and amending the Revenue Act of 1939 accordingly." (Applies to wholesale and retail merchants. Upon audit by the Commissioner of Revenue when additional tax is due, no credit shall be allowed for the commission, unless the error was in good faith. No deduction to be made from the annual wholesale license tax of $10.) Sent to Committee on Finance.

SB 151. (Public) - Johnson of Duplin
"An 'Act for the adoption of a state bird.'" (Cardinal to be so named.) Sent to Committee on Judiciary No. 1.

SR 152. (Resolution) - Blythe and Barker
"A joint resolution amending the joint resolution empowering the Governor to appoint a special committee for the purpose of investigating the facilities of the Caswell Training School and making recommendations as to how the said facilities may be expanded." (Provision of prior resolution providing for report during present General Assembly deemed impracticable. Report to be prepared as soon as practicable. Governor, with approval of Council of State, authorized to take action deemed expedient to provide sufficient facilities, by gift or by lease, and pay necessary cost of additional operation and maintenance from the Contingency and Emergency Fund.) Sent to Committee on Caswell Training School.

BILLS INTRODUCED: HOUSE

HR 348. (Resolution) - Jernigan

"Requesting delegation in Congress to support the bill of Representative Barden to provide vocational rehabilitation, training, and other services to persons disabled while members of the armed forces, or disabled in war industries or through other causes, or congenitally disabled, and to render such persons fit for service in war industries, agriculture, or other useful civilian industry." (As title indicates.) Passed three readings.

HR 349. (Resolution) - Umstead

"Providing for a visit of the General Assembly to the Navy Pre-Flight School at the University of North Carolina at Chapel Hill, North Carolina." (As title indicates.) Passed three readings.

HB 350. (Public) - Reynolds

"To amend section 1 of chapter 25 of the Public Laws of 1941 creating a Teachers and State Employees Retirement System." (Removes provision that no "member" shall be entitled to participate in system as to that part of compensation in excess of $3,000 per year.) Sent to Committee on Education.

HB 351. (Public) - Reynolds

"To amend section 8 of chapter 25 of the Public Laws of 1941 creating the Teachers and State Employees Retirement System." (Would clarify law with respect to local school units paying salaries in addition to amounts paid by state, making monthly remittances to the Fund. Also provides that member who is on leave on account of military service, or for a purpose tending to increase his efficiency, might, with approval of the trustees, make monthly contributions upon the basis of his salary before obtaining leave of absence.) Sent to Committee on Education.

HB 352. (Public) - Reynolds

"To amend chapter 314 of the Public Laws of 1939, relating to the issuance of marriage licenses to persons previously adjudged of unsound mind." (Would permit issuance of license to such persons without sterilization upon evidence that since such adjudication the applicant has since been adjudged of sound mind by a court of competent jurisdiction.) Sent to Committee on Judiciary No. 2.

HB 353. (Local - Rockingham) - Stone

"To amend chapter 168 of the Private Laws of 1935, relating to the Charter of the City of Reidsville." (Would extend city's power of eminent domain to include right to acquire property for the purpose of establishing and maintaining airports and appurtenant facilities.) Sent to Committee on Counties, Cities and Towns.

HB 354. (Public) - Watkins

"To provide for cancellation of terms of the Superior Court." (Criminal terms to be cancelled by the Governor in his discretion upon receipt of notice from the judge and solicitor that sufficient cause exists, and civil terms upon receipt of resolution of the bar of the county, endorsed by the judge, that sufficient cause exists. Mixed terms to be cancelled in the discretion of Governor upon notice from the judge and solicitor and resolution of the bar of the county. In event of cancellation, Governor to notify clerk, whereupon clerk to publish notice of cancellation one time in a newspaper of general circulation in the county, and notify jurors by mail if time permits. Not to affect other terms.) Sent to Committee on Courts and Judicial Districts.

HB 355. (Local - Transylvania) - Galloway
"To aid in the collection of delinquent taxes in Transylvania County and the Town of Brevard." (Authorizes County Commissioners and Commissioners of Town of Brevard to make settlement with taxpayers for taxes upon property which has been over-assessed and upon which delinquent taxes accruing prior to 1934 are due, upon payment in cash of amount settled upon plus all current taxes.) Sent to Committee on Counties, Cities and Towns.

HB 356. (Local - Transylvania) - Galloway
"Authorizing the Board of Commissioners of Transylvania County to appropriate to the general fund all taxes due the county more than two years delinquent." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 357. (Local - Cumberland) - Cook and Stringfield
"Creating five districts for the nomination of members of the Board of Education of Cumberland County." (Five districts created: No. 1 to be composed of Cross Creek Township; No. 2 of Gray's Creek, Rockfish and Peace's Mill Townships; No. 3 of Seventy-first, Manchester and Carver's Creek Townships; No. 4 of Black River and Eastover Townships and No. 5 of Cedar Creek and Beaver Dam Townships. Each party to nominate one candidate from District No. 1 in 1946 and biennially thereafter, and one candidate from Districts 2, 3, 4 and 5 in 1948 and biennially thereafter, to be voted on by entire county.) Sent to Committee on Counties, Cities and Towns.

HB 358. (Local - Onslow) - Arthur
"To amend chapter 280 of the Private Laws of 1891, the same being the Charter of the Town of Jacksonville, to allow commissioners of said Town to levy a tax for the operation and maintenance of a cemetery." (Authorizes levy of tax not to exceed 1¢ on $100 valuation for establishment and maintenance of cemeteries.) Sent to Committee on Counties, Cities and Towns.

HB 359. (Local - Onslow) - Arthur
"Authorizing, empowering and directing the Board of County Commissioners of Onslow County to deposit all sums of money collected from taxes for the year 1934, and years prior thereto, to the county general fund and school fund, said amounts to be divided equally." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 360. (Local - Onslow) - Arthur
"To divide the Town of Jacksonville into 4 political divisions or wards and to provide for each to be represented on the city council by a commissioner or alderman and to fix compensation for the mayor and members of the board of commissioners or alderman and to change the name of certain streets in said Town." (Boundaries of wards described. Beginning at next municipal election, 1 alderman, resident of ward for at least 4 months, to be elected by the qualified voters resident therein for at least 4 months, for 2 year terms.

Vacancies to be filled by the board. Mayor to be elected biennially by voters at large. Incumbent mayor and aldermen to finish terms. Aldermen to receive $5 per regular meeting attended, and fix mayor's salary not in excess of $200 per month. Name of Johnson Street changed to Huerth, Hinton Street to Hickory, and Chaney Avenue to Ward-Darst Plaza.) Sent to Committee on Counties, Cities and Towns.

HB 361. (Public) - Hancock and Stone
"To regulate and fix the liability of tobacco warehousemen for liens on the tobacco sold at auction on warehouse floors." (Would make operator of warehouse liable for the proceeds of sale, to the extent of the lien (1) where lien is recorded in the name in which tobacco is sold in county where warehouse is located, (2) where he has actual notice of lien, or (3) where he receives notice in writing within 30 days of sale and prior to delivery of check. Owner of warehouse not to be liable unless he is also the operator and has notice as provided.) Sent to Committee on Judiciary No. 2.

HB 362. (Local - Guilford) - Moseley
"Amending chapter 109 of the Private Laws of 1933, the same being an Act relating to special assessments levied by the City of Greensboro." (Would permit city council at any time prior to July 1, 1945, to extend payment of special assessments as to principal and interest, upon such terms as may be prescribed by it. Extended installments to become payable in not more than ten annual payments. Extended installments, together with accrued interest, to bear interest at same rate as original assessment. All assessments in same roll to be extended without discrimination, except that those in arrears may be extended without extending those not in arrears.) Sent to Committee on Counties, Cities and Towns.

HB 363. (Local - Davidson) - Smith
"To prohibit the manufacture, purchase, sale, dealing in, transportation, possession, advertisement and use of pyrotechnics in Davidson County." (As indicated. Would allow exhibitions at fairs and celebrations under supervision of experts, subject to permit of the county or municipality wherein display held. Possession of pyrotechnics to be prima facie evidence of violation.) Sent to Committee on Judiciary No. 2.

HB 364. (Local - Alleghany) - Burgiss
"To amend chapter 405 of the Public Laws of 1939 being 'An Act to prohibit the sale of beer or other alcoholic beverages in Watauga County,' so as to include Alleghany County in the provisions of said Act." (As title indicates.) Sent to Committee on Finance.

HB 365. (Local - Tyrrell) - Cohoon
"To authorize the employment of a county superintendent of schools in Tyrrell County during the present emergency." (Would authorize employing person not fully meeting educational qualifications, to fill vacancy during war emergency.) Sent to Committee on Education.

HB 366. (Local - Washington) - Sumner
"To abolish the office of treasurer of Washington County and to name a bank to act as a depository in lieu thereof." (To be effective on first Monday in December, 1944, at which time the Plymouth branch of the Branch Banking and Trust Company to become financial agent of county for a 2 year term. Bank to serve without compensation except benefit of deposits. To execute bond,

premium on which to be paid by county. Commissioners to designate depository every 2 years. Upon failure of a bank to accept, office of treasurer to be reconstituted.) Sent to Committee on Counties, Cities and Towns.

HB 367. (Local - Washington) - Sumner

"To fix the jury fees for the Washington County Recorder's Court." (Set at $1.50 per day, each.) Sent to Committee on Salaries and Fees.

HB 368. (Private) - McCoury

"To reimburse Lloyd Church of Avery County for medical and hospital expenses expended on behalf of his minor child for injuries caused by school bus." (State School Commission authorized to make investigation and to pay expenses not to exceed $125 if payment justified.) Sent to Committee on Appropriations.

HB 369. (Public) - Allen, Hatch and Allen

"To amend section 6141 of the Consolidated Statutes, as amended, to change the title of the Historical Commission to State Department of Archives and History." (As title indicates.) Sent to Committee on Judiciary No. 1.

HB 370. (Public) - McDougle

"Authorizing counties to promote and protect the public health by the drainage of streams, and to authorize the levy of taxes therefor." (Authorized to arrange for cleaning and draining of non-navigable streams and swamps and levy a tax not to exceed 2¢ on the $100 valuation when such drainage would result in such negligible agricultural benefits as not to justify levying special assessments.) Sent to Committee on Finance.

HB 371. (Local - Currituck) - Boswood

"To prevent public drunkenness in Currituck County." (Would be misdemeanor to be found drunk or intoxicated on any public highway or at any public place or meeting. Justices of the peace to issue warrants and deputize any citizen to serve same. Penalties: not less than $10 nor more than $50 fine or not more than 30 days imprisonment.) Sent to Committee on Counties, Cities and Towns.

HB 372. (Local - Camden) - Halstead

"To amend chapter 124 of the 'Public Local Laws 1933' placing the amount of salary of the Recorder of Camden County in the discretion of the board of county commissioners." (As indicated.) Sent to Committee on Salaries and Fees.

SENATE CALENDAR ACTION

Bills received from the House:

HB 103, C. A. P. bases appropriation, placed on calendar; HB 160, Guardian bonds, sent to Committee on Judiciary No. 2; HB 163, Investment cemetery funds, sent to Committee on Judiciary No. 2; HB 168, Admission of Indians at Morganton, sent to Committee on Mental Institutions; HB 183, Stanly--Aquadale charter, sent to Committee on Counties, Cities and Towns; HB 201, Securities law, sent to Committee on Judiciary No. 2; HB 203, Penny vending machines, sent to Committee on Finance; HB 206, Enrollment of Constitution, sent to Committee on Judiciary No. 2; HB 207, Randolph--quadrennial assessment, sent to Committee on Finance; HB 243, Cumberland--drainage district, sent to Committee on Finance; HB 247, Appalachian S. T. C., sent to Committee on Education; HB 258, Onslow--Jacksonville corporate limits, sent to Committee on Finance; HR 349, Chapel Hill pre-flight school, passed three readings.

Bills passed 2nd and 3rd readings:

SB 89, Purchase and distribution General Statutes, as amended, to set an upper limit of 350 sets to be purchased.

Bills passed 3rd reading:

SB 104, Halifax--Roanoke Rapids tax rate; HB 97, Maximum hours; HB 111, Mutual burial associations license.

Bills passed three readings:

SB 143, Durham--county salaries; HR 349, Chapel Hill pre-flight school.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 26, Municipal Capital Reserve Act of 1943, sent to Committee on Counties, Cities and Towns; SB 75, Salary chief boiler inspector, sent to Committee on Manufactures and Labor; SB 98, Gasoline tax refunds, sent to Committee on Finance; SB 103, Pitt--corporate limits Greenville, sent to Committee on Counties, Cities and Towns; SB 108, Forsyth Tubercular Hospital, sent to Committee on Finance; SB 109, Gaston--West Gastonia airport, sent to Committee on Counties, Cities and Towns; SB 112, Remission 1943 taxes on military lands, sent to Committee on Finance.

Bills reported favorably:

SB 53, Sessions Superior Courts, Cities 35,000; SB 70, Surry--Mt. Airy Township recorder's court appointments; SB 83, Guilford--new Greensboro registration books; HB 145, Life estate forfeiture, as amended; HB 164, Workmen's Compensation benefits; HB 222, School bus transportation State Guard; HB 223, Age limits State Guard; HB 257, Corporate acknowledgments; HB 284, Industrial banks checking accounts; HB 285, Commercial banks installment loans; HB 295, Armed forces absentee voting; HB 310, Bank loan limitation, as amended; HR 333, Employer's experience rating system.

Bills reported unfavorably:

HB 105, Extending Unemployment Compensation coverage; HB 138, Avery--nomination county officers; HB 171, Ashe--primary law; HB 269, Property subject to remainders.

Bills re-referred to Committees:

HB 155, Time for filing claims against estates; HB 272, Increasing benefits Workmen's Compensation.

Bills passed 2nd and 3rd readings:

HB 102, Clerks of Superior Court statistical reports, Committee Substitute adopted, making fee taxable as other costs, to be retained by clerks on a fee basis and accounted for as are other fees by clerks on salary basis; HB 248, Commissioner of Insurance; HB 252, Trustees A. & T. College; HB 260, Jury duty radio workers.

Bills passed 3rd reading:

HB 144, Wine control, as further amended to prohibit the sale of "Dessert Wine" on premises except by Grade A hotels, restaurants, and cafes; HB 281, Brunswick--new courthouse.

Bills passed three readings:

HR 348, Resolution concerning Representative Barden's rehabilitation bill, see above; HR 349, Resolution inviting General Assembly to Chapel Hill, see above.

Next sessions: Senate and House--12:00 noon, February 10, 1943.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657,
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 31
February 10, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 153. (Local - Montgomery) - Wallace
"To provide for the staggering of the terms of county commissioners in Montgomery County, and to provide for the election of County Commissioners for a period of four years, and to further extend the term of County Commissioner D. J. McLeod, and to fix the salary of county commissioners." (McLeod to hold office until successor elected in 1946; two commissioners to be elected in 1944, one in 1946, quadrennially thereafter. Compensation $25 per month; no mileage allowance.) Sent to Committee on Counties, Cities and Towns.

SB 154. (Public) - Blythe, Larkins, Carlyle, Weathers
"Conferring emergency war powers upon the Governor to protect the lives and property of the people of the State and promote the security of the State and nation during the existing state of war." (Cited as "North Carolina Emergency War Powers Act." Governor may, with the approval of the Council of State, upon his own initiative or on the recommendation of a federal officer having duties related to the prosecution of the war or the health, welfare, safety and protection of the civilian population, formulate and execute plans for the mobilization and distribution of the necessities of life and health, and of land, labor, materials, industries, facilities and other resources; organize and coordinate civilian defense; carry out precautionary air raid measures; mobilize the police, firefighting, health, street and highway repair, public utility, medical and welfare forces and services of the state and political subdivisions, and of private agencies and corporations; regulate the flow of vehicular and pedestrian traffic; accept grants and loans from the Federal Government; lease or lend any real or personal property to the armed forces; authorize temporary transfer of State personnel for employment by the armed forces; suspend or modify laws (subject to approval and certification by the proper U.S. and State Departments in some cases) relating to: the use of roads, public health, labor and industry, mobilizing additional state guard, and explosives and firearms; may aid in administering and enforcing rationing, freezing, price-fixing and similar orders or regulations; form and adopt plans for the operation of aircraft warning services and the organization of all auxiliary defense and civilian protection forces and agencies; and hold and conduct the necessary hearings and take the proper steps to enforce this Act. Orders, rules and regulations promulgated by the Governor to have the force and effect of law after filing in the Secretary of State's office; violations punishable as misdemeanors. Immunity provided from liability for death or injury to persons or property resulting from the bona fide execution of orders and rules issued under this Act. Federal action taken with respect to any acts or subjects covered by this Act to

be controlling. To be operative while existing state of war continues with any foreign power and for six months thereafter, or until the convening of the next General Assembly.) Sent to Committee on Interstate Cooperation.

SB 155. (Public) - Cherry, Larkins and Brooks
"To permit executors, administrators c. t. a., trustees and guardians to invest certain funds held by them in the specified types of insurance." (Funds or income of minors and others, may, upon petition filed with the clerk of the Superior Court of the County, if authorized by an order of the clerk and approved by the resident Judge, be invested in single premium life, endowment or annuity contracts. Such contracts may be issued on the life, or lives, of wards, beneficiaries, or beneficiaries of a trust fund, or upon the life of any person in whose life the ward or beneficiary has an insurable interest, and shall be so drawn by the insuring company that the proceeds are the sole property of the persons whose funds were invested.) Sent to Committee on Judiciary No. 1.

SB 156. (Public) - Mitchell by request
"Authorizing state employees to voluntarily permit deductions from their salaries for purchase of war bonds." (Governor with approval of the Council of State may authorize the departments, institutions, and agencies of the State to establish a voluntary payroll deduction plan for the purchase of war stamps and bonds by State employees and set up the necessary machinery to carry out the act. Necessary expenses to be allotted out of Contingency and Emergency Fund. Permission may be canceled not later than fifteenth day of any month.) Sent to Committee on Appropriations.

SB 157. (Local - Robeson) - Barker
"To create an additional commissioner's district for the County of Robeson to be known as district No. 6." (To include Orrum, Fairmont, Mariotta, and Sterling Townships. To be effective in primary and general election of 1944.) Sent to Committee on Counties, Cities and Towns.

SB 158. (Local - Guilford) - Hudgins
"To amend chapter 107 of the Public-Local and Private Laws of 1931 entitled 'An act to amend chapter 395 of the Public-Local Laws of 1909 and all acts amendatory thereof, relating to the City Charter of the City of High Point.'" (Persons owning property abutting paved streets required to pave or repave sidewalks when ordered to do so by City Council, in such manner as Council directs; to be done under supervision City Manager; upon failure to comply within 30 days after notice (publication once a week for two consecutive weeks for non-residents), Council may cause work to be done, expense to be paid by owners.) Sent to Committee on Counties, Cities and Towns.

SB 159. (Local - Guilford) - Hudgins
"To authorize the City of High Point to make additional appropriations after the adoption of the budget in any fiscal year." (To be made from available surplus cash revenues in any current fiscal year in excess of the original budget estimates; no cash deficit to be so incurred.) Sent to Committee on Counties, Cities and Towns.

SB 160. (Local - Guilford) - Hudgins
"To amend chapter 251 of the Public-Local and Private Laws of 1941, entitled 'An act relating to the sale of certain land by the City of High Point.'" (High Point authorized to accept a deed or quit-claim deed in lieu of payment of taxes or street paving assessments, provided there is no mortgage, deed of

trust or judgment against such property, unless the holder releases the land from the lien. All property acquired by tax and street assessment foreclosure proceedings, by voluntary deed by persons in settlement of liens thereon, or in lieu of tax or assessment payments, may be sold at public auction to the highest bidder for cash upon terms fixed by the City Council, after advertisement once a week for two successive weeks, the sale date not to be more than 15 days after the first newspaper publication notice of sale. Personal property owned by the City not exceeding $500 at time of sale may be sold or exchanged by the City Manager privately, without advertisement; public sale required only when property exceeds $500 in value. Buildings on city owned land condemned by the Building Inspector may be sold by the City Manager, privately, without advertisement.) Sent to Committee on Counties, Cities and Towns.

SB 161. (Public) - Wade

"To extend the period during which counties, cities, towns and sanitary districts may issue revenue bonds for the acquisition, construction, reconstruction, improvement, betterment, and extension of revenue-producing undertakings as authorized by chapter 2 of the Public Laws of the State of North Carolina, extra session of 1938." (As title indicates; March 1, 1945 set as date.) Sent to Committee on Counties, Cities and Towns.

SB 162. (Public) - Cherry and Taylor

"To amend chapter 242 of the Public Laws of 1937, same being 'An act to provide educational advantages in State institutions to World War orphans.'" (Provides room and board and all necessary fees required of students and furnished by the State educational institution at which matriculated. Applies to children of veterans serving between December 7, 1941 and the legal termination of the war.) Sent to Committee on Education.

SB 163. (Public) - Price and others

"Amending chapter 179 Public Laws 1933 as amended relative to beauty parlors." (Gives State Board of Cosmetic Art Examiners authority to issue a temporary apprentice permit to any person over 18 years old, provided application accompanied by a certificate of a registered physician, showing the applicant to be free of communicable diseases, a fee of $5, and a letter or statement from the owner or manager of a beauty shop to the effect that applicant will be given employment. Certificate to expire 90 days after termination of the war. Such temporary apprentice permits to be given only in establishments managed by a registered cosmetologist, not more than 2 apprentices to serve at any one time in any shop.) Sent to Committee on Judiciary No. 2.

SB 164. (Local - Moore) - Curry

"Relating to the compensation of the members of certain county Boards in Moore County." (Chairman of board of County Commissioners to get $50 per month; other members $10 per day of attendance; all entitled to 5¢ per mile. Members of the board of education, welfare board, and the board of health to get $5 per day and also 5¢ per mile to defray their expenses in traveling.) Sent to Committee on Counties, Cities and Towns.

SB 165. (Local - Moore) - Curry

"Authorizing the payment of compensation to the chairmen and members of the draft and rationing boards of Moore County, and the payment of certain expenses of said boards." (Board of county commissioners to pay $50 per month to chairman of county draft board and $25 to each other member; $50 to chairman of county rationing board and $25 to each other member. Additional expenditures authorized in addition to salaries, not exceeding $1200 for the two boards. Previous expenditures for these purposes confirmed.) Sent to Committee on Counties, Cities and Towns.

SB 166. (Public) - Benton

"To regulate the practice of cosmetic art in the State of North Carolina." (Certificate of registration provided for practice of cosmetic art. State Board of Health to register apprentices and cosmetologists, prepare necessary instructions, forms and blanks for obtaining and preserving such records, and shall procure the faithful registration of the same by the registrar of cosmetologists. Registrar to serve at plesure of the board, under supervision of the state health officer. Salary not to exceed $3,600 per annum. Permanent certificates of registration to be made, fee $3. Subsequent years $2.50, and $1 for a duplicate. Apprentices to serve under managing cosmetologist; requirements: at least 18 years old; passed physical examination; completed at least 1,000 hours in a school approved by the State Board of Health. Requirements for registered cosmetologists the same except must be at least 19 years old. Must present proof of physical condition annually. Fee $3.50 for the annual certificate. License certificates to be displayed prominently. Certificates revocable by registrar for cause. 20 days notice required when refusing to issue or renew any certificate of registration. Practicing cosmetologist from another state may be registered by proving two years experience. Board of Health to prescribe reasonable rules and regulations of sanitary management. Three or more inspectors at not to exceed $300 monthly to be appointed. State Health Officer to supervise the Cosmetic Art Fund. Records of old Board of Cosmetic Art Examiners to be transferred to registrar. Acts constituting misdemeanors under the act listed.) Sent to Committee on Public Health.

SB 167. (Public) - Brown

"To authorize the county commissioners of Avery County to direct the Board of Elections to call an election for the purpose of submitting to the voters of said county the question of whether sale of beer and wine in said county shall be prohibited." (Petition of 15% of qualified voters filed with Board of County Commissioners necessary. Licenses to become inoperative 60 days after canvassing the election, if adopted. Board to give 20 days notice before calling election, registration books remaining open same length of time as for general elections. New registration not required.) Sent to Committee on Election Laws.

BILLS INTRODUCED: HOUSE

HB 373. (Public) - Hatch and others

"To amend sections 2429 and 2430 of the Consolidated Statutes of North Carolina relating to libel and slander by radio or television stations." (Would require plaintiff to give 5 days written notice to defendant prior to institution of suit for libel and slander by radio or television station, indicating words or acts being relied upon and time at which publication took place. Would provide that if words or acts relied upon were uttered in good faith and reasonably thought to be true, and a retraction and apology is given the same radio publication within 10 days after service of notice as was given the libel relied upon, the plaintiff shall recover only actual damages in civil cases and the defendant shall be fined only 1¢ and costs in criminal cases.) Sent to Committee on Judiciary No. 2.

HB 374. (Public) - Allen, Arch T.

"To amend chapter 179 of the Public Laws of 1933, as amended by chapter 54 of the Public Laws of 1935, as amended by chapter 234 of the Public Laws of 1941 to provide for the registration of persons studying cosmetic art in vocational schools." (Would allow students taking training in approved schools and receiving pay on schedule approved by State Board of Cosmetic Art to receive pay for services though not licensed by such Board, and would allow issuance of certificate to persons who have completed a prescribed course of study in a vocational school set up and established by the State Board of Education and approved by the State Board of Cosmetic Art Examiners.) Sent to Committee on Education.

HB 375. (Public) - Allen, Allen and Hatch

"To amend section 7 of article 14 of the Constitution of North Carolina, relating to double office holding." (Would submit to popular vote the question of removing notaries public from the constitutional prohibition against double office holding.) Sent to Committee on Constitutional Amendments.

HB 376. (Local - Macon) - Rogers

"To extend the term of office of the chairman and members of the Board of Commissioners of Macon County and to provide for the election and compensation of the members of said board." (Chairman and 2 commissioners to be elected in 1946 and quadrennially thereafter. Present board to hold office four years. Commissioners to get $5 per meeting day and 5¢ mileage; chairman to get $5 per day and mileage for days spent in discharge of duties, but neither chairman nor commissioners toget pay for more than 10 days in any month. Any vacancy to be filled by remaining members.) Sent to Committee on Elections and Election Laws.

HB 377. (Local - Macon) - Rogers

"To repeal chapter 190 of the Public Laws of 1931 and exempting Macon County from the state-wide primary law." (Would remove from primary law and thus provide for nomination of county officers, including members of Board of Education, in county conventiom.) Sent to Committee on Elections and Election Laws.

HB 378. (Local - Pitt) - Wooten

"To authorize and empower Pitt County and the City of Greenville, located within said County, to invoke the right of eminent domain for the purpose of acquiring land to enlarge and extend the County-City airport located within Pitt County, and to prescribe the procedure therefor." (As title indicates. Power to be exercised if unable to reach an agreement with owners of land needed.) Sent to Committee on Judiciary No. 2.

HB 379. (Public) - Sumner

"To amend section 1 of chapter 179 of the Public Laws of 1933, to provide that licensed cosmetologists may hire assistants who are not licensed apprentices or licensed cosmetologists." (To be persons with practical experience and to work under supervision of licensed cosmetologist.) Sent to Committee on Judiciary No. 1.

HB 380. (Local - Bertie) - Spruill

"To relieve Bertie County from liability under section 1681 of Volume 1 of the Consolidated Statutes of 1919 for damages or injuries caused by dogs to poultry or fowls." (Proviso added removing Bertie from provisions of section.) Sent to Committee on Judiciary No. 2.

HB 381. (Local - Bertie) - Spruill

"Authorizing the county commissioners and treasurer of Bertie County to reimburse the sheriff and jailer of Bertie County for settlement of $1,000 and costs of $189.65 paid to Elma Lloyd Parrish." (Would authorize reimbursement of the amount paid by sheriff and jailer in settlement of damage action for injuries sustained by Elma Lloyd Parrish while being held as material witness.) Sent to Committee on Counties, Cities and Towns.

HB 382. (Local - Bertie) - Spruill

"To validate tax levies and tax sales of Bertie County." (Commissioners' acts in levying taxes for 1937, 1938, 1939, 1940, 1941 and 1942 validated. Acts of Commissioners and Tax Collector relating to sales of land of delinquent taxpayers for taxes due county for 1937, 1938, 1939, 1940 and 1941 validated.) Sent to Committee on Counties, Cities and Towns.

HB 383. (Local - Bertie) - Spruill

"To fix the salaries of the Board of County Commissioners of Bertie County." (Chairman to get $25 per year and $12.50 per day for each day board is in session; other commissioners to get $10.00 per day for each day board is in session. Chairman and commissioners to get 10¢ per mile one way for distance necessarily traveled from residence to meeting place.) Sent to Committee on Salaries and Fees.

HB 384. (Local - Bertie) - Spruill

"To separate the offices of the sheriff and jailer for Bertie County." (Elective office of sheriff and appointive office of manager of County Farm and jailer declared to be separate offices; county commissioners authorized to appoint latter. Sheriff and his bond not to be liable for acts or omissions of manager-jailer, who is to give bond of $2,000; if one person appointed manager and another appointed jailer, both to give bond.) Sent to Committee on Counties, Cities and Towns.

HB 385. (Public) - Wallace of Lenior
"To amend section 566 of the Consolidated Statutes of North Carolina, Volume 1, 1919, requiring a trial judge to put his instructions in writing." (Not required in cases where court reporter records the proceedings.) Sent to Committee on Judiciary No. 1.

HB 386. (Public) - Ferree
"To amend chapter 159 of the Public Laws of 1939, as amended, the Absentee Ballot Law, to prohibit absentee voting except to members of the land and naval forces." (Would prohibit absentee voting by any person, except those absent by reason of service in the land or naval forces of the United States, including members of the army and navy nurse corps, the WAACs and WAVEs.) Sent to Committee on Elections and Election Laws.

HB 387. (Local - Duplin) - Quinn
"To prohibit the sale of wine and beer in Duplin County between the hours of 7 o'clock, P.M., Saturday and 9 o'clock, A.M., Monday." (As title indicates.) Sent to Committee on Finance.

HB 388. (Local - Halifax) - Everett
"To create an Alcoholic Beverage Control Board and to provide for the control of the sale of alcoholic beverages in Halifax County." (To take over records and assets of the present Alcoholic Beverage Control Board composed of the county commissioners, on April 1, 1943. Stores to be closed on March 31 and inventory taken. Funds accumulated during quarter ending March 31 to be turned over to new board intact and distribution made by it, including apportionment of 17½% of profits to the several municipalities. To have power to employ a manager, necessary assistants and special enforcement officers and fix salaries. Bonds: board, $5,000; manager, $10,000; enforcement officers, $1,000. Premiums to be paid from funds of the board. Quarterly audit provided. Powers and duties to be subject to powers granted State Alcoholic Beverages Control Board. New board to consist of C. D. Liske, David L. Suitor and G. H. Johnson, ex officio, to serve 2 years until successors are appointed by the General Assembly. Vacancies to be filled by remaining members of board. To receive same per diem and mileage as allowed board of county commissioners.) Sent to Committee on Counties, Cities and Towns.

HB 389. (Local - Alexander) - Deal
"To prohibit the sale of wine and beer in Alexander County between the hours of 6 o'clock P.M. Saturday and 8 o'clock A.M. Monday." (As title indicates.) Sent to Committee on Finance.

HB 390. (Local - Transylvania) - Galloway
"To authorize the governing bodies of Transylvania County and the Town of Brevard, by written agreement to provide for the joint collection of taxes for said County and Town." (Agreements to be made for 2 year terms, renewable each 2 years. County tax collector would collect for both.) Sent to Committee on Counties, Cities and Towns.

HB 391. (Private) - Blevins
"To incorporate the Blevins Graveyard in Ashe County." (Management to be vested in board of 5 members, 3 of whom shall be members of the Blevins family, and 2 shall be non-members. To meet and organize on first Saturday in April, 1943, and annually thereafter. Vacancies to be filled by the board. Riley A. Blevins, Mack Bowers, Blan Blevins, Luke Blevins, and Bower Taylor named members of the board.) Sent to Committee on Judiciary No. 1.

HB 392. (Local - Franklin) - Lumpkin
"To amend chapter 556 of the Public-Local Laws of 1937 relating to the term of office of the county accountant of Franklin County." (At next regular election, the accountant to be elected for a term of 4 years.) Sent to Committee on Counties, Cities and Towns.

HB 393. (Local - Franklin) - Lumpkin
"To amend chapter 215 of the Public-Local Laws of 1933 as amended by chapter 111 of the Public-Local Laws of 1935, relating to the salary of the sheriff of Franklin County." (Sheriff to be paid $50 per month for maintenance and upkeep of his automobile used in work; first payment to be made as of February 1st.) Sent to Committee on Salaries and Fees.

HB 394. (Local - Franklin) - Lumpkin
"To amend section 1567 of the Consolidated Statutes to provide that the Recorder's Court of Franklin County shall not assume jurisdiction of criminal cases within the original jurisdiction of justices of the peace until the expiration of 6 months after the commission of such crimes." (Would add sentence: "The Recorder's Court of Franklin County shall not have jurisdiction of criminal cases within the original jurisdiction of a justice of the peace, and shall not try such cases until the expiration of a period of six months following the commission of such offense.") Sent to Committee on Courts and Judicial Districts.

HB 395. (Local - Franklin) - Lumpkin
"To amend chapter 137 of the Public-Local Laws of 1935 as amended by chapter 267 of the Public-Local Laws of 1937 relating to the salary of the clerk of the Superior Court in Franklin County and to the salary and appointment of deputy-clerks of said Court." (Clerk's salary raised to $3,000. Clerk to designate to county commissioners the amounts to be paid to necessary deputies and stenographic assistants, but total of such amounts not to exceed $1,600.) Sent to Committee on Salaries and Fees.

HB 396. (Public) - Richardson and others
"To repeal chapter 362 of the Public Laws of North Carolina of 1941, and to enact new provisions relating to the avoidance and settlement of labor disputes and the promotion of industrial peace, creating the office of Labor Conciliator, defining his powers and duties, defining unfair labor practices and defining and making unlawful certain acts and providing for arbitration and court procedure in labor disputes." (Repeals 1941 Act which established a conciliation service in the Department of Labor. Sets out declaration of policy with respect to labor disputes. Defines terms. Creates in the Department of Labor a division of conciliation under direction of the commissioner who is empowered, with approval of the Governor, to appoint a labor conciliator for a term of 4 years at an annual salary of $5,000. Term of first conciliator to expire March 1, 1947. Special conciliators may be appointed for particular disputes from a roster to be kept by the conciliator, to receive per diem of $15. Conciliator, special conciliators and employees to receive actual travel expenses. Conciliator to adopt and make available to public rules and regulations for conduct of hearings. Unlawful to strike or lockout without first giving 10 days notice to conciliator, and unless strike or lockout is commenced within 90 days of notice, new notice must be given unless 90 day period is extended by written agreement of the parties filed with the conciliator. Upon receipt of notice, conciliator to set time and place for conference and attempt to effect settlement. Duty of parties to attend conference and continue in attendance until excused, but not beyond 10 day period except by mutual consent. If effort of parties to negotiate differences fails, conciliator may take jurisdiction before

filing of notice upon petition of either party. If dispute involves business affected with a public interest or concerned with the necessities of life, safety or health, the Governor may appoint a commission of 3 members, representing employees, employer and the public, to conduct hearings. When Governor notifies conciliator of intention to appoint a commission, neither party to make any change in the situation for 30 days unless Governor shall fail to appoint the commission within 5 days after such notification, but if after the 5-day period the commission is appointed and no strike or lockout has intervened, the 30-day period, which may be extended by agreement, to again become operative. Commission to have power to issue subpoenas for persons or records and apply to Superior Court to compel compliance. Commissioners to receive per diem of $15. Voluntary arbitrarion provided for, and decision of arbitrators to be retroactive from date of agreement. Employees declared to have right to organize, bargain collectively and engage in lawful concerted action, or to refrain from such activities. Employers declared to have right to associate together for collective bargaining. Unfair labor practices set out. For employers: lockout in violation of agreement or without giving notice or within waiting period; discrimination in hire or tenure to encourage or discourage union membership; discrimination against employees for giving testimony or filing complaints; blacklisting; using check-off without individual written order from employees; failing to recognize arbitrators' determination; and intimidating employees to influence joining or failing to join any union. Unfair practices as to employees: striking in violation of agreement or without giving notice or within waiting period; seizing or occupying property during dispute; picketing by non-employees; more than 1 person picketing a place where no strike is in progress; use of force or threats to obstruct access to place of employment or use of roads and ways; picketing without majority authorization; coercing person to join or refrain from joining any union; failing to recognize arbitrators' determination; and engaging in a secondary boycott. All unfair practices made unlawful and subject to injunctive remedy or restraining order by Superior Court. No injunction except upon evidence in open court, subject to cross-examination. No temporary restraining order unless returnable in 10 days. Unless motion upon a temporary restraining order is decided in 10 days, order to be inoperative. Court to make finding of facts, and record of testimony to be kept. Violators of Act to be denied benefits. Conciliators to determine and certify exclusive bargaining agents. Employees' agents to make financial reports to employees. No union shall require a fee for a permit to work unless contract with employer so provides. Agreement for a closed shop is recognized. Attorney General and solicitors of Superior Court to represent conciliator in Superior Court when requested. Act to be known as "Employment Peace Act.") Sent to Committee on Manufactures and Labor.

HB 397. (Public) - Turner of Guilford
"To amend section 6300 of the Consolidated Statutes of 1919, Volume 2, as amended relating to the power of the Insurance Commissioner to revoke the license of an insurance agent." (Adds to grounds of revocation the use of coercion in obtaining application for or selling or soliciting insurance.) Sent to Committee on Insurance.

HB 398. (Local - Guilford) - Turner of Guilford
"To authorize the City of High Point to require of jitney bus or taxi cab or other motor vehicle operators for the transportation of passengers for hire over the public streets of the city a certificate of convenience and necessity." (Does not apply to vehicles operated under the jurisdiction of the Utilities Commission, nor to present franchise holders.) Sent to Committee on Judiciary No. 1.

HB 399. (Local - Guilford) - Caveness

"To amend chapter 651 of the Public Laws of 1909, as amended, the same being entitled 'An Act to establish a Municipal Court for the City of Greensboro and prescribe the jurisdiction thereof.'" (Section 4, chapter 651, Public Laws of 1909 repealed and new section provides for daily sessions except Sundays and holidays. In criminal division, each week to constitute a separate term, beginning with first session of week and ending midnight Saturday. Upon demand for jury trial in criminal division, case to be transferred to Superior Court. Appeal from a judgment not to be entered after adjournment of term in which rendered. Provisions of sec. 157, ch. 158, Public Laws of 1939 with respect to process tax not to apply to the civil division of the Greensboro Municipal-County Court, and the clerk not to be liable for costs heretofore not collected.) Sent to Committee on Courts and Judicial Districts.

HB 400. (Local - Rutherford) - Price

"To provide for the compensation of the members of the board of county commissioners of Rutherford County." (To be paid $50 per month each, in lieu of all other compensation and mileage.) Sent to Committee on Salaries and Fees.

HB 401. (Local - Gaston) - Dolley

"To provide for a special school tax election in the Victory School District in Gaston County." (Provides for an election to determine whether funds now being raised under the supplementary school tax shall continue to be collected and used when and if state assumes expense of the ninth school month, to raise standard of school.) Sent to Committee on Counties, Cities and Towns.

HB 402. (Local - Robeson) - Graham and Buie

"To amend chapter 761 of the Public-Local Laws of 1913, as amended, so as to provide for the removal of judges and solicitors and filling vacancies in the several recorders' courts of Robeson County." (Provides for removal upon petition to be served upon respondents who shall have 30 days to plead thereto, but judge of the Superior Court may, upon 10 days notice, suspend the accused from office pending the hearing and temporarily fill the vacancy. If accused removed upon final hearing, vacancy to be filled by county commissioners.) Sent to Committee on Courts and Judicial Districts.

HB 403. (Local - Robeson) - Graham and Buie

"To provide for the removal of causes from one recorder's court to another in Robeson County and for the appointment of assistant recorders and assistant solicitors of said courts." (Cases to be moved to the recorder district in which the crime was committed. Within 30 days after qualification, recorders and solicitors to appoint assistants to perform duties in their absence, otherwise assistants to be appointed by county commissioners. To receive salary of recorder or solicitor for time served.) Sent to Committee on Courts and Judicial Districts.

HB 404. (Local - Robeson) - Graham and Buie

"To amend chapter 65 of the Private Laws of 1925, relating to the officers of the Town of Fairmont, so as to provide salaries for the mayor and town commissioners." (Mayor to receive $300 per annum and commissioners to receive $100 per annum.) Sent to Committee on Salaries and Fees.

HB 405. (Public) - Uzzell and Ramsay

"To make retroactive the provisions of a regulation of the North Carolina Department of Revenue, Sales and Use Tax Division, in regard to application of sales and use tax to oculists, optometrists and opticians, in order to remedy inequalities in taxation." (Would provide for refund of taxes paid upon sales made by optometrists, opticians, etc., of eye-glasses, frames, etc., under a regulation of 1937, which was revoked in 1942, upon proof of payment of such taxes.) Sent to Committee on Finance.

SENATE CALENDAR ACTION

Bills received from the House:

HB 102, C. S. C. statistical reports, sent to Committee on Judiciary No. 2; HB 228, Seeing-eye dogs, sent to Committee on Institutions for the Blind; HB 236, Gasoline tax refunds, sent to Committee on Public Roads; HB 248, Commissioner of Insurance, sent to Committee on Insurance; HB 252, Trustees Negro A. T. & T. College, sent to Committee on Education; HB 260, Jury duty radio workers, sent to Committee on Courts and Judicial Districts; HB 281, Brunswick--new courthouse, sent to Committee on Finance; HR 348, Resolution--vocational rehabilitation disabled veterans, sent to Committee on Education.

Bills reported favorably:

SB 27, Teachers and state employees' retirement system; SB 31, Overhead utility lines on land pursuant to deeds and agreements for rights of way and easements; SB 71, Commitment of veterans to Federal hospitals; SB 84, Emergency reemployment retired teachers; SB 89, Purchase and distribution General Statutes; SB 94, Resolution--memorializing Congress, in re war time; SB 102, Rockingham--filing annual reports clerk superior court; SB 107, Alias or pluries summons validation; SB 115, Removal of indigent to county of settlement; SB 124, Custody of children in divorce; SB 126, Proving instruments before commissioners of oaths; SB 127, Haywood--Vehicles for hire, Canton; SB 128, Haywood--Canton police jurisdiction city property; SB 130, Publication of session laws; SB 132, County capital reserve funds; SB 133, Mecklenburg--Treasurers term, other officials salaries; SB 137, State tax anticipation notes; SB 144, Registration of deeds and other instruments; SB 147, Municipal bonds heretofore authorized; SB 148, Alexander--support of public library; SR 152, Resolution amending Caswell Training School resolution; HB 32, Currituck--Publication of minutes, County Commissioners; HB 38, Division of seized gambling lures; HB 39, Mecklenburg--punishment for public drunkenness; HB 44, Lottery law punishment; HB 63, Compensation for members of rationing boards; HB 90, Caswell--fowls running at large; HB 114, Validating housing authorities; HB 115, Extension of time for projects; HB 129, Guilford--deputies and constables bond premium; HB 142, Burke--nomination county board of education; HB 160, Guardian's bonds; HB 163, Investment cemetery funds; HB 173, Randolph--floating indebtedness; HB 176, Hoke--term of agricultural tenancies; HB 177, Hoke--performance of tenant's contract; HB 185, Onslow--tax revaluation; HB 188, Polk--Trustees Tryon-Saluda school unit; HB 201, Securities law; HB 203, Penny machines; HB 204, Catawba--Hickory charter; HB 206, Enrollment of Constitution; HB 235, Wayne--1935 and prior taxes; HB 238, Franklin--grand jurors; HB 241, Robeson--county surveyor election; HB 247, Appalachian State Teachers College; HB 265, Brunswick--tenants refusing to perform; HB 266, Moore--board of education.

Bills reported unfavorably:

SB 110, Lincoln--practice of law by JP's; SB 114, Advertisement sale tax liens; SB 134, Federal income tax deduction state returns; HB 42, Settlement for personal injury.

Bills re-referred to Committee:

SB 95, Creation Board Naturopathic Examiners sent to Committee on Health; SB 110, Lincoln--practice of law by JP's, sent to Committee on Judiciary No. 1.

Bills passed 2nd and 3rd readings:

HB 103, C. A. P. bases appropriation; HR 348, Resolution--Congressional support Barden vocational rehabilitation bill.

HOUSE CALENDAR ACTION

Bills received from Senate:

SB 104, Halifax--Roanoke Rapids tax rate, sent to Committee on Finance; SB 143, Durham--county salaries, sent to Committee on Salaries and Fees.

Bills reported favorably:

SB 43, Creation 21 solicitorial districts; SB 87, Taxation frozen new autos; HB 33, Currituck--adult school bus drivers, as amended; HB 40, Acknowledgment of instruments before military officers, as to Committee Substitute; HB 41, Depositions before military officers, as to Committee Substitute; HB 69, Currituck--preference in teacher employment; HB 82, Reemployment retired State employees, as amended; HB 140, Avery--court terms; HB 214, Prior service State employees retirement, as amended; HB 237, Veterans employment preference, as amended; HB 246, Detective agencies collecting accounts; HB 254, Labor liens; HB 255, Validating trustees' deeds; HB 261, Martin--jurors' fees; HB 264, Cleveland--Kings Mountain recorder's court; HB 271, Members armed forces University Trustees, as amended; HB 274, Bladen--salaries certain officers; HB 286, Teachers and State Employees Retirement System amendment; HB 288, Tyrrell--transfer of cases; HB 290, Rutherford--treasurer's salary; HB 293, New Hanover--Wilmington constable; HB 297, Contract hauler vehicles; HB 298, Share expense plan vehicles; HB 311, Warren--number jurors drawn; HB 314, Free books for Deaf School; HB 316, Hertford--prisoners' board and turnkey fee; HB 321, Instruction on alcoholism and narcotism; HB 322, Marginal entry mortgages; HB 324, Old age assistance law amendments; HB 325, Teachers and State Employees Retirement System amendment; HB 332, Clay--accountant's salary; HB 335, Recorder's court officials failure discharge duty; HB 338, New Hanover--changing date payments teachers' fund; HB 344, Franklin--deputy sheriff's salary; HB 345, Franklin--salary of register of deeds and deputy; HB 350, Teachers and State Employees Retirement System amendment; HB 365, Tyrrell--emergency county superintendent schools; HB 367, Washington--jury fees, HB 351, Teachers and State Employees Retirement System amendment.

Bills re-referred to Committees:

HB 212, Retirement extension agents, to Agriculture; HB 297, Contract hauler vehicles, to Finance; HB 321, Instruction on alcoholism and narcotism, to Appropriations.

Bills passed 2nd and 3rd readings:

SB 70, Surry--Mt. Airy recorder's court appointments; SB 83, Guilford--new Greensboro registration books; HB 145, Life estate forfeitures, as amended by removing provision allowing life tenant sixty days after notice of sale; HB 164, Workmen's Compensation benefits; HB 222, School bus transportation State Guard; HB 223, Age limit State Guard; HB 257, Corporate acknowledgments, as amended to clarify typographical error; HB 284, Industrial banks checking accounts; HB 285, Commercial banks installment loans.

BILLS RATIFIED

SB 35, Buncombe--extending time funding and refunding under county and municipal finance acts; SR 142, Resolution--tobacco price ceilings; HB 45, Constitutional amendment Commissioners of Agriculture and Labor; HB 87, Special judges; HB 97, Maximum hours; HB 111, Mutual burial associations license; HR 349, Chapel Hill pre-flight school invitation.

Next sessions: Senate and House--12:00 Noon, February 11, 1943.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 32
February 11, 1943

Sessions: Senate--12:00 House--12:00 noon.

BILLS INTRODUCED: SENATE

SR 168. (Senate Resolution) - Pittman
"A resolution to authorize the appointment of the special committee with reference to the financial affairs of the Atlantic and N. C. railroad." (Senate committee to be appointed to study proposed refunding and other financial affairs of the railroad.) Adopted.

SB 169. (Local - Brunswick) - Ruark
"To amend chapter thirty-four of the Public Laws of 1931, relating to the appointment of a County Accountant for Brunswick County." (Present accountant to hold office until first Monday in December, 1944, when the Director of Local Government shall appoint his successor; Director to appoint accountant each four years thereafter. Director to fill unexpired term in event present accountant unable serve.) Sent to Committee on Judiciary No. 2.

SB 170. (Public)- Weathers
"To amend section 4925(d) of Volume 3 of the consolidated statutes of North Carolina, as amended by chapter 337 of the public laws of 1941." (Cotton on storage to be insured against loss by fire and lightning.) Sent to Committee on Insurance.

SB 171. (Local - Alamance) - Sanders
"To empower the county commissioners of Alamance County to make an appropriation for assisting in the erection of a memorial and improving a memorial cemetery for certain war veterans." (Board to appropriate not exceeding $500 to be used by Walter B. Ellis Post American Legion No. 63, in erecting a memorial monument and improving a memorial cemetery as a burying ground for veterans of American wars.) Sent to Committee on Judiciary No. 2.

SB 172. (Local - Alamance) - Sanders
"Relative to the election of trustees for Alamance County Public Hospital." (Provides for staggered six-year terms for trustees for the Alamance County Public Hospital; trustees elected by members with unexpired terms at time of any vacancy. Vacancies other than expiration of term of office to be filled by Board of County Commissioners for unexpired term. No practicing physician to be a trustee. Trustees to be residents of County.) Sent to Committee on Judiciary No. 2.

SB 173. (Local - Alamance) - Sanders
"Authorizing the county of Alamance to issue hospital bonds under the provisions of the County Finance Act, as amended." (County authorized to issue bonds for hospital purposes other than those provided in section 1, chapter 392 of the Public-Local Laws of 1941, within the limitation in the County Finance Act, if approved by a majority of the qualified voters.) Sent to Committe on Finance.

SB 174. (Local - Graham) - Whitaker
"To fix the membership of the board of education of Graham County." (To consist of 4 members. When a vacancy occurs, not to be filled and number to be reduced from 4 to 3. Board to consist of persons named in act appointing members of the boards of education of the various counties, holding office for the specified terms.) Sent to Committee on Education.

SB 175. (Local - New Hanover) - Wade
"To amend chapter 357 of the Public Laws of 1941, relating to retirements for employees of counties, cities and towns, so as to make section 9A inapplicable to New Hanover County and the City of Wilmington." (Governing bodies empowered to appropriate a sufficient amount to put into effect the retirement of employees, both elective and appointive, without submission to popular vote.) Sent to Committee on Counties, Cities and Towns.

SB 176. (Public) - Wade
"To amend the North Carolina Local governmental employees' retirement system, the same being chapter 390 of the Public Laws of 1939, as amended, by changing certain dates therein." (As title indicates; date prior service may be begun, date system might be established, date of allowance for service, date prior service certificates to begin, and actuarial date for beginning members moved up so as to include 1943.) Sent to Committee on Counties, Cities and Towns.

SB 177. (Public) - Watson and others
"To amend chapter 257 of the Public Laws of 1939, establishing the North Carolina Cape Hatteras Seashore Commission, and to provide for the continued functioning of same." (Provides that funds may be allocated from the Contingency and Emergency Fund.) Sent to Committee on Conservation and Development.

SB 178. (Public) - Brooks
"To authorize the governor to appoint a commission to study and make reports and recommendations to the General Assembly with respect to the domestic relations laws of the State of North Carolina." (Commission of thirteen to be appointed to act without pay; five of members to be from faculties of the Law Schools of the University of North Carolina, Wake Forest College, Duke University, a member of the staff of the Attorney General's Office and State Board of Charities and Public Welfare; Governor to designate one member as chairman and another as executive secretary. All to serve until conclusion of next session.) Sent to Committee on Judiciary No. 1.

SB 179. (Local - Richmond) - Cole
"To amend chapter 74, Private Laws of North Carolina, extra session 1913, relating to the incorporation of the Town of Norman, Richmond County." (Officials named: Mayor, E. V. Hogan; Commissioners--T. A. Shaw, D. T. Warner and C. E. Smith. To take office Tuesday after first Monday in May, 1944; Commissioners to have authority to appoint Marshal and Treasurer. Terms of officers elected under general municipal election laws to be two years.) Sent to Committee on Finance.

SB 180. (Local - Columbus) - Harrelson
"To change the boundaries of Williams Township and South Williams Township election precincts in Columbus County by transferring Black Creek School District to South Williams Township precinct." (Copying of registration books to effect the change authorized.) Sent to Committee on Election Laws.

SB 181. (Public) - Eagles
"To amend chapter 58 Public Laws 1925 as amended by chapter 328 Public Laws 1931, pertaining to the definition of group life insurance." (Declares following form of life insurance to be group life insurance within meaning of act: that issued to a creditor or to a vendor covering all of the borrowers, or borrowers and guarantors of borrowers, from one financial or other institution, or subsidiary of same, or all purchasers of securities, merchandise, or other property from one vendor. Limitations and regulations prescribed for policies upon which insured pay part of premium. Policies issuable to assignees of creditors or vendors. Subsection (d), section 2 of this chapter, relating to insurance protection for employees, not to apply to provisions of this act.) Sent to Committee on Insurance.

SB 182. (Local - Wilson) - Eagles
"To amend the charter of the Town of Wilson, N. C., so as to provide for the general election of elective municipal officials." (Provides for the general election of all elective municipal officials, biennially, at non-partisan elections. Procedure for filing declaration of candidacy set out. Registration to be by wards, the names of the ward registrars being published prior to the registration. Those becoming of age on election day may be allowed to register and vote. Polls are to be open from 7 A. M. to 7 P. M. Various voting and ballot box precautions are to be taken. Board of canvassers to meet at noon on next day after the election, in the presence of those choosing to attend. In case of a tie the board of canvassers determines the result by lot. Run-off election must be demanded within 48 hours by second highest candidate when no one has a majority.) Sent to Committee on Counties, Cities and Towns.

SB 183. (Local - Iredell) - Mitchell
"To amend chapter 243 of the Private Laws of 1911, the Charter of the City of Statesville, so as to increase the costs allowed in the Mayor's Court of the City of Statesville." (Sets out new cost schedule.) Sent to Committee on Counties, Cities and Towns.

SB 184. (Local - Moore) - Curry
"Relating to the compensation of the clerk of the Superior Court and the register of deeds of Moore County." (Clerk to receive from $3,600-$5,000, payable monthly, as fixed by the Board of Commissioners. All fees and commissions to be turned over monthly to County Auditor for deposit in general fund. $2,500 authorized to be spent by Board for necessary assistants, in the discretion of the Commissioners. Register of Deeds to receive $2,000-$2,500 and Commissioners authorized to expend up to $1,200 for necessary assistants. Both of these officers are to be audited monthly.) Sent to Committee on Salaries and Fees.

SB 185. (Local - Rutherford) - Matheny
"To regulate the salaries of all employees of Rutherford county except the elective officials." (As title indicates; authority to do so granted the Board of County Commissioners; may make increases in salaries retroactive to first Monday in December, 1942.) Sent to Committee on Salaries and Fees.

SB 186. (Local - Pitt) - Lanier
"To amend chapter 222 of the Private Laws of 1893 relating to the charter of the Town of Grimesland in Pitt County." (Elective officers to consist of mayor and 5 aldermen, to be elected first Monday in May, 1943, and each two years thereafter under general law. To take office on the first Monday in July after election. Other officers, appointive by the board of aldermen, to be a treasurer, clerk to the board, and necessary police officers. Appointive officers to give bond in amount required by board, premiums to be paid by town. All vacancies to be filled in accordance with general law. Compensation of mayor and board $5 per meeting attended, not to exceed 12 meetings per year. Treasurer's salary to be fixed at not to exceed $100 per year. Salaries of clerk and police to be fixed by board.) Sent to Committee on Judiciary No. 1.

BILLS INTRODUCED: HOUSE

HB 406. (Public) - Bridger

"To clarify sundry sections of the law relating to the prison department of the State Highway and Public Works Commission as set forth in chapter 148 of the General Statutes." (As title indicates. Deals mainly with the administrative affairs of the prison department, repealing certain sections and adjusting others to suit changes in the law.) Sent to Committee on Roads.

HB 407. (Public) - Bridger

"To clarify sundry sections of the law relating to the State Highway and Public Works Commission as set forth in chapter 136 of the General Statutes." (As title indicates, likewise deals mainly with the administrative affairs of the Highway Commission. Would allow salary schedule to be amended from time to time by the Commission, with approval of the Governor and Advisory Budget Commission. Authorizes cooperation with U. S. agencies in providing flight strips and emergency landing fields; repeals the maximum of 5,000 miles of roads which may be included in the highway system under control of the Commission, etc.) Sent to Committee on Roads.

HB 408. (Local - McDowell) - Rabb

"To authorize McDowell County to establish and maintain a county law library." (Commissioners authorized to accept gifts and bequests and to establish and maintain library for use of judges, solicitors, town and county officers and members of the bar, free of charge, subject to regulations to be adopted by the commissioners. McDowell County Superior Court, Recorder's Court and Mayors' Courts of Marion and Old Fort to add to costs $1 in civil cases and in criminal cases 50¢ for misdemeanors, $1 for felonies; but only 25¢ to be added in Mayors' Courts in criminal cases. Not to be taxed against the county or towns. Costs to be remitted to clerk of Superior Court and paid out by him to purchase books and equipment. County Bar Ass'n to appoint library committee. Reports required as to equipment, books, expenditures, etc. Property to belong to McDowell County.) Sent to Committee on Counties, Cities and Towns.

HB 409. (Local - Union) - Richardson

"To amend chapter 860 of the Public Laws of 1907, as amended, relating to the recorder's court of the City of Monroe and Union County." (Court to be designated as "The Recorder's Court of Union County." All court fees collected to be turned in to general fund, and all jury fees, etc., to be paid out according to law. Clerk of the Superior Court to be ex officio clerk of recorder's court, assistant clerk to be ex officio assistant clerk of recorder's court. Clerk and assistant to receive $600 and $450 per year, respectively, in addition to other compensation, in remuneration for recorder's court services. County commissioners to fill any vacancies occurring in offices of judge and prosecuting attorney.) Sent to Committee on Courts and Judicial Districts.

HB 410. (Local - Greene) - Edwards of Greene

"Providing for the appointment of a court reporter for Greene County, North Carolina." (Excepts Greene County from operation of Act providing for appointment of reporter for the 5th judicial district, and provides for appointment of reporter for Greene County by resident judge. May also appoint reporter pro tem, and fix salary of reporter and reporter pro tem at not to exceed $10 per day of actual time in court and expenses.) Sent to Committee on Courts and Judicial Districts.

HB 411. (Local - Randolph) - Ferree
"To amend chapter 139 of the Public Laws of 1941 relative to the time of rendering judgments in Vance County, to add Randolph County." (Would permit clerk of the Superior Court to sign judgments and orders on any day except Sunday, and liens of judgments entered the same day would have equal standing.) Sent to Committee on Judiciary No. 2.

HB 412. (Public) - Taylor
"To regulate privately owned cemeteries which are operated for private gain or profit." (Act applies only to public cemeteries privately owned and operated for private gain. Requires filing of reports of ownership, location, management, amount of advertising, financial status, etc., with Burial Association Commissioner. Regulates "Perpetual Care Funds" as to amount which must be maintained in funds and provides licensing and other regulations for such cemeteries.) Sent to Committee on Judiciary No. 1.

HB 413. (Local - Wayne) - Taylor
"To tax and regulate professional bondsmen in Wayne County." (To apply for an annual license from the county and any municipality in which business is carried on, and pay a fee to be fixed by governing bodies not in excess of amount permitted by Revenue Act. Appearance bondsmen also to deposit and maintain with clerk Superior Court cash or marketable securities in the amount of $1,000 to be available for payment of forfeited bonds. Fees for signing appearance bonds not to exceed 5% of amount of bond, except that minimum fee shall be $5 where bond is $100 or less. Licensed attorneys not to become sureties on appearance bonds, nor shall appearance bond be waived upon mere assurance of defendant's attorney that defendant will appear. Not to apply to surety or bonding companies licensed by State Insurance Department.) Sent to Committee on Judiciary No. 1.

HB 414. (Public) - Stoney
"To amend chapter 179 of the Public Laws of 1933 as amended by chapter 54 of the Public Laws of 1935, as amended by chapter 234 of the Public Laws of 1941, relative to the practice of cosmetic art in the State of North Carolina so as to bring the funds collected and the expenditure of such funds under the provisions of the State Budget Act and under the supervision of the Director of the Budget." (As indicated. Members of Board of Cosmetic Arts to receive an annual salary to be fixed by the Director of the Budget, plus $5 per day subsistence and 5¢ mileage. To appoint 3 inspectors, to be paid not in excess of $300 per month each for salary and expense. Board to submit annual budget to Director of the Budget. Annual audit to be made by State Auditor.) Sent to Committee on Judiciary No. 1.

HB 415. (Local - Bertie) - Spruill
"To relieve J. W. Cooper, former sheriff of Bertie County, and the estate of A. O. Askew, former deputy sheriff of Bertie County, from further liability for funds lost in defunct Citizens Bank of Windsor." (Relieved from further liability for balance of $1,614.14 remaining of $4,050 note covering county tax funds lost in bank failure in 1930.) Sent to Committee on Counties, Cities and Towns.

HB 416. (Public) - Hancock
"To authorize the allocation of funds from the Contingency and Emergency Fund to the State Planning Board." (As title indicates. Governor and Council of State to allocate such amount as actually necessary for the reasonable fulfillment of the functions of the board.) Sent to Committee on Appropriations.

HB 417. (Local - Craven) - Ward by request
"To amend the charter of the City of New Bern." (Would submit to a vote a charter amendment authorizing the City Aldermen to employ a City Manager, to be their agent in administering city affairs. Compensation to be fixed by Aldermen, and to have charge of all city departments and make contracts for the city, subject to approval of Aldermen. Qualifications and powers set out. To be voted upon in the city primary in 1943.) Sent to Committee on Counties, Cities and Towns.

HB 418. (Public) - Halstead
"To amend section 579 of the Consolidated Statutes of North Carolina, so as to permit either party to file exceptions to the report of a referee within 30 days from the filing thereof." (As title indicates.) Sent to Committee on Judiciary No. 1.

HB 419. (Local - Jones) - Bendor
"Relating to the fixing of fees of the sheriff, constable and justices of the peace of Jones County." (Fees set out, to be retained by the officers and justices collecting them.) Sent to Committee on Counties, Cities and Towns.

HB 420. (Local - Guilford) - Moseley
"To amend chapter 302 of the Public-Local Laws of 1941 relating to the fees to be collected by the clerk of the Superior Court of Guilford County." (In tax and special assessment foreclosures where final judgment is entered (not tried or heard on appeal in Superior Court), clerk to tax $6.50 to cover his costs and 50¢ for stenographer's fee, both items when collected to be remitted to general fund.) Sent to Committee on Salaries and Fees.

HB 421. (Public) - Moseley
"To permit any taxing unit to accept deeds for real estate in payment of taxes or special assessments due thereon in lieu of foreclosure of the tax or assessment lien and to sell such property." (As title indicates.) Not to affect lien of another taxing unit.) Sent to Committee on Judiciary No. 2.

HB 422. (Public) - Moseley
"To amend the Uniform Partnership Act so as to provide expressly that the death of a partner does not cause a dissolution of the partnership in those cases where the partnership agreement provides otherwise." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 423. (Public) - Turner of Guilford
"To amend Consolidated Statutes, section 6331 pertaining to the power of insurance companies to purchase, hold and convey real estate." (Would permit insurance companies to acquire real estate for purpose of leasing for terms not to exceed 30 years, or real estate under existing leases having unexpired terms not to exceed 30 years, under agreement for lessees to erect buildings or improve property and turn it over to company free from liens at end of term,

property to be kept in good condition by tenant. Such property not to be treated as admitted assets until improvements made, and asset value to be decreased annually in an amount sufficient to write off at least 75% by time of normal termination of the lease. Total investment in such real estate not to exceed 3% of assets. Also authorizes acquisition of property for recreation, hospitalization and retirment purposes of employees, value of such real estate not to exceed 5% of company's surplus. Limitation of 10% of assets in total real estate investment.) Sent to Committee on Insurance.

HB 424. (Local - Rowan) - Ramsay and Uzzell
"To except Rowan County from certain provisions of section 1681 of the Consolidated Statutes." (Excepts Rowan from provision for appointment of freeholders to assess damages caused by dogs and for payment of such amount by county commissioners from dog tax collections and suit by commissioners against owner of dog for recovery back.) Sent to Committee on Judiciary No. 1.

HB 425. (Local - Allegheny) - Burgiss
"To prohibit the killing of red foxes in Allegheny County." (Would prohibit killing red foxes at any time before January 2, 1947, but bounty of $2 placed on gray foxes, which may be trapped, killed or taken at any time.) Sent to Committee on Conservation and Development.

HB 426. (Local - Caswell) - Woods
"To amend chapter 360 of the Public-Local Laws of 1939 to allow the County Commissioners of Caswell County, in their discretion, to increase the allowance to the tax collector for clerical help." (May allow the sum of $400 for clerical hire.) Sent to Committee on Counties, Cities and Towns.

HB 427. (Local - Caswell) - Woods
"To amend chapter 100 of the Public Laws of 1927, as amended, to confer additional powers on the sanitary districts in Caswell County." (Would authorize any sanitary district in Caswell County to contract for lights in such district.) Sent to Committee on Counties, Cities and Towns.

HB 428. (Local - Person) - Burns
"To amend the Charter of the Town of Roxboro, chapter 168, Private Laws of 1887." (Would permit members of the board of commissioners to serve as treasurer and as clerk, and to receive such compensation for their services as may be fixed by the board. Services by board members and compensation received prior to ratification of Act to be validated.) Sent to Committee on Counties, Cities and Towns.

HB 429. (Public) - Brown, Wooten and Smith
"To prevent the spread of tuberculosis." (Person having tuberculosis in communicable form who wilfully fails to observe precautionary measures as instructed by county board of health to be guilty of a misdemeanor and may be imprisoned in the Prison Department of the North Carolina Sanatorium for 60 days for the first offense, and for 6 months for subsequent offenses.) Sent to Committee on Health.

HB 430. (Local - Carteret) - Gibbs
"To amend section 3907 of the Consolidated Statutes to provide fees for the Register of Deeds of Carteret County in certain cases." (To receive for indexing instruments 10¢ per name in excess of 5 names, in addition to other lawful fees.) Sent to Committee on Salaries and Fees.

HB 431. (Local - Caldwell) - Pritchett
"To repeal section 1 of chapter 196 of the Public-Local Laws of 1931 allowing the clerk of the Superior Court to receive fees as clerk of the County Recorder's Court; to amend section 5 of chapter 160 of the Public-Local Laws of 1929, which fixes the salary of the clerk, to provide a salary for services as clerk of the County Recorder's Court; and to provide for payment of salary to a deputy clerk of the Superior Court." (As indicated. Clerk to receive $3,000 per year, plus not to exceed $75 per month for services as clerk of the Recorder's Court, in the discretion of the commissioners, in lieu of fees which are to be paid into the general fund.) Sent to Committee on Judiciary No. 1.

HB 432. (Local - Caldwell) - Pritchett
"To authorize the board of county commissioners of Caldwell County to fix the salaries of the judge and prosecuting attorney of the Recorder's Court of Caldwell County." (To fix salary of judge not to exceed $2,100 and that of prosecuting attorney not to exceed $1,800 per annum.) Sent to Committee on Counties, Cities and Towns.

HB 433. (Local - Caldwell) - Pritchett
"To bar the collection of taxes for 1931 and all prior years in Caldwell County." (Applies to tax liens held by the county or any municipality therein upon which foreclosures have not been instituted. Does not apply to street or sidewalk assessments.) Sent to Committee on Counties, Cities and Towns.

HB 434. (Public) - Pritchett
"To amend subsection (A) of section 64 of chapter 120 of the Public Laws of 1929, which section relates to legal and medical fees in workmen's compensation cases, to provide minimum fees for attorneys.". (Not to be less than 15% on first $500, plus 10% of next $500 and 5% of excess over $1,000 of the amount of awards.) Sent to Committee on Judiciary No. 1.

HB 435. (Local - Guilford) - Caveness, Moseley and Shreve
"To authorize the City of High Point to pay from federal funds now or hereafter in its possession for work done and services performed by certain contractors and others on a hydro-electric project on the Yadkin River in North Carolina, which the City is now liquidating, subject to approval of Public Works Administration of Federal Works Agency of the United States of America." (Would validate previous expenditures of federal funds, and future expenditures to be approved by PWA. Maximum amount of payments set out.) Sent to Committee on Judiciary No. 1.

SENATE CALENDAR ACTION

Bills received from the House:

HB 144, Wine control, sent to Committee on Finance; HB 164, Workmen's compensation benefits; sent to Committee on Unemployment Compensation; HB 222, School bus transportation State Guard , sent to Committee on Education; HB 223, Age limits State Guard, sent to Committee on Military Affairs; HB 257, Corporate acknowledgment, sent to Committee on Judiciary No. 2; HB 284, Industrial banks checking accounts, sent to Committee on Banking and Currency; HB 285, Commercial banks installment loans, sent to Committee on Banking and Currency.

Bills reported favorably:

SB 46, Liability sheriffs emergency special deputies; SB 93, Qualifications superintendent school Blind and Deaf; SB 95, Creation Board Naturopathic Examiners; SB 99, Rockingham - Reidsville public health ordinance; SB 101, Rockingham--

salary deputy clerks and assistants Superior Court; SB 111, Lincoln--intoxicants near schools and churches; SB 119, Guilford--pay and duties sheriff and deputies; SB 120, Penalty refusal make contributions unemployment compensation; SB 122, Warren--charter of Warrenton; SB 129, Unified board directors mental institutions;SB 131, Stanly--compensation City of Albemarle commissioners; SB 135, Graham--terms board county commissioners; SB 138, Exchange sinking fund bonds, cancellation highway bonds; SB 139, Highway bond act 1943; SB 140, Cleveland--dissolution Mooresboro; SB 141, Haywood--corporate limits Canton; SB 146, Iredell--Statesville desk officers warrants; SB 153, Montgomery--staggering commissioners terms; SB 157, Robeson--Commissioners District No. 6; SB 158, Guilford--High Point charter, paving; SB 159, Guilford--High Point additional appropriations; SB 160, Guilford--High Point land sales; SB 161, Issuance period sanitary bonds; SB 162, Educational advantages world war orphans; SB 164, Moore--various county boards; SB 165, Moore--draft and ration boards compensation; HB 14, Currituck--repealing requirement for Moyock deputy; HB 71, State highway and public works emergency power; HB 74, Pender--Caswell and Columbia Township bond assumption; HB 89, Bertie--Windsor Mayor's salary; HB 110, Post-mortem of insane; HB 112, Graham County property; HB 120, Cumberland--compensation county board health; HB 128, Guilford--consolidation tax supervisor and collector; HB 136, Swain--tax collector and accountant; HB 137, Swain--compensation chairman county commissioners; HB 151, Polk--Trade Street line in Tryon; HB 165, Davie--fees for liquor seizure; HB 174, Distribution of dead bodies; HB 184, Chowan--recorder's court salaries; HB 187, Yancey--chief deputy compensation; HB 190, Lee--increasing county commissioners; HB 197, Brunswick--election of tax collector; HB 207, Randolph--quadrennial assessment; HB 208, Surry--tax supervisor; HB 209, Person--firearm registration; HB 210, Person--county commissioners election; HB 215, Pitt--Grimesland charter, rereferred to Committee on Counties, Cities and Towns; HB 228, Seeing-eye dogs; HB 236, Gasoline tax refunds; HB 243, Cumberland--drainage district; HB 258, Onslow--Jacksonville corporate limits; HB 259, Yancey--$300 or less due intestates; HB 276, New Hanover--Alcoholic beverage fund; HB 283, Durham--ABC proceeds.

Bills reported unfavorably:

SB 59, Guilford--salary of sheriff; HB 197, Brunswick--election of tax collector.

Bills rereferred to committee:

HB 215, Pitt--Grimesland charter, to Counties, Cities and Towns; HB 32, Currituck--publication minutes county commissioners, to Judiciary No. 2; HB 39, Mecklenburg--punishment for public drunkenness.

Bills amended:

SB 27, Teachers and state employees retirement, amended to provide that members described in the act shall not be required to be in service at the time of making application for retirement and beginning period required to qualify changed from 1938 to 1935.

Bills passed 2nd reading:

SB 115, Removal of indigent to county of settlement; SB 132, County capital reserve funds; SB 137, State tax anticipation notes; SB 147, Municipal bonds heretofore authorized; SB 148, Alexander--Public library; HB 114, Validating housing authorities; HB 115, Extension of time for projects; HB 265, Brunswick--tenants refusing to perform.

Bills passed 2nd and 3rd reading:

SB 30, Let Appomattox Court House National Historical Monument; SB 31, Overhead utility lines on land pursuant to deeds and agreements for rights of way and easements; SB 71, Commitment of veterans to federal hospitals; SB 94, Resolution--memorializing Congress in re war time; SB 102, Rockingham--filing annual reports clerk Superior Court; SB 107, Alias or pluries summons validation; SB 127, Haywood--Vehicles for hire, Canton; SB 128, Haywood--Canton police jurisdiction city property; SB 133, Mecklenburg--Treasurers term, other officials salaries; HB 90, Caswell--fowls running at large; HB 129, Guilford--Deputies and constables bond premiums; HB 142, Burke--nomination county Board of Education; HB 173, Randolph--floating indebtedness; HB 176, Hoke--terms of agricultural tenancies; HB 177, Hoke--performance of tenant's contract; HB 185, Onslow--tax revaluation; HB 188, Polk--trustees Tryon-Saluda school unit; HB 204, Catawba--Hickory charter; HB 235, Wayne--1935 and prior taxes; HB 238, Franklin--grand jurors; HB 241, Robeson--county surveyor election; HB 266, Moore--Board of Education.

HOUSE CALENDAR ACTION

Bills reported favorably:

SB 26, Municipal Capital Reserve Act of 1943; SB 36, Duplin--unexpended county funds; SB 49, Rockingham--sheriff's salary; SB 63, Rockingham--Superior Court Clerk's duties; SB 82, Free privilege license blind veterans; SB 96, Pitt--abolishing treasurer; SB 98, Gasoline tax refunds; SB 103, Pitt--Greenville corporate limits; SB 108, Forsyth--Forsyth tubercular hospital; SB 112, 1943 tax remission military lands; HB 100, Signing Superior Court Clerk's judgments, as to Committee Substitute; HB 139, Avery--tax collector's duties; HB 166, Custody of minors in divorce, as to Committee Substitute; HB 194, Wilkes--liquor seizure fees; HB 195, Wilkes turn-key fee; HB 213, Wilkes--$300 or less due intestates; HB 297, Contract hauler vehicles; HB 300, Farmer license plates; HB 301, Davidson--library tax; HB 306, Saw log measurement; HB 307, Hybrid seed corn; HB 313, Burke--Morganton aldermen's pay; HB 315, Directors mental institutions, as amended; HB 326, Nash--church property paving assessments; HB 331, Pitt--Winterville elections; HB 334, Carteret--register of deeds' term; HB 340, Avery--apportionment tax collection costs; HB 341, Lee--Jonesboro elections; HB 353, Rockingham--Reidsville airport; HB 357, Cumberland--nomination Board of Education; HB 372, Camden--recorder's salary; HB 405, Refund oculist sales tax.

Bills reported unfavorably:

HB 242, Wilkes--county commissioners election; HB 249, Ashe--April tax listing.

Bills indefinitely postponed:

HB 125, Caldwell--Lenoir police jurisdiction (taken from committee).

Bills re-referred to Committees:

HB 69, Currituck--preference in teacher employment, to Education; HB 246, Detective agencies collecting accounts, to Judiciary No. 1; HB 254, Labor liens, to Judiciary No. 1.

Bills passed 2nd reading:

SB 87, Special judges.

Bills passed 2nd and 3rd readings:

HB 33, Currituck--adult school bus drivers, as amended to increase maximum salary to $70 per month; HB 40, Acknowledgment of instruments before military officers, Committee Substitute adopted to enact uniform provision suggested by War Department to leave out requirement that acknowledgment be taken beyond territorial waters and provide form; HB 41, Depositions before military officers, Committee Substitute adopted as in HB 40; HB 82, Reemployment retired state employees, as amended so as to permit those reemployed to finish term for which employed; HB 131, Guilford--assistant solicitor, Committee Substitute adopted to change from "judicial" to "solicitorial" district; HB 140, Avery court terms; HB 214, Prior service State Employees Retirement, as amended to apply to "all persons who were members prior to July 1st, 1942;" HB 237, Veteran's employment service, as amended to clarify; HB 261, Martin--jurors' fees; HB 264, Cleveland--Kings Mountain recorder's court; HB 274, Bladen--full-time county commissioner chairman; HB 288, Tyrrell--transfer of cases; HB 311, Warren--number jurors drawn; HB 316, Hertford--prisoners' board and turnkey fee; HB 332, Clay--accountant's salary; HB 338, New Hanover--changing date payments teachers' fund; HB 344, Franklin--deputy sheriff's salary; HB 345, Franklin--salary of register of deeds and deputy; HB 365, Tyrrell--emergency county superintendent schools; HB 367, Washington--jury fees.

BILLS RATIFIED

SB 70, Surry-appointments recorders court Mt. Airy Township; SB 83, Guilford--new Greensboro registration books; HB 103, C. A. P. bases appropriations; HR 348, Resolution concerning Representative Barden's rehabilitation bill.

Next sessions: Senate and House--12:00 noon, February 12, 1943.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 33
February 12, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 187. (Local - Harnett) - Chaffin

"To make it unlawful for any person to injure fire fighting apparatus in Harnett County." (Makes abuse of fire hose during fires or drills a misdemeanor.) Sent to Committee on Propositions and Grievances.

SB 188. (Public) - Johnson of Duplin

"To amend section 483 of the Consolidated Statutes of North Carolina, as amended, relating to the service of process in civil actions." (Unincorporated resident or nonresident associations or organizations desiring to do business in the State are to appoint and certify to the clerk of the Superior Court a process agent in this State. Upon failure to appoint the process agent, processes may be served upon the Secretary of State, who shall forward a copy of the process or precept to the last known address, such service to have effect of personal service. Those unincorporated associations or organizations, now performing any acts for which formed, are to appoint an agent within 30 days of the act's ratification.) Sent to Committee on Judiciary No. 1.

SB 189. (Local - Montgomery) - Wallace

"Authorizing the transfer of certain assets to the general funds of Montgomery County." (Board of County Commissioners authorized to apply all delinquent taxes, due and payable for more than five years, to the general fund. Retroactive to January 1, 1943.) Sent to Committee on Finance.

SB 190. (Local - Montgomery) - Wallace

"To repeal chapter 208 of the Public-Local Laws of 1925 relative to the issuance of bonds by the governing bodies within Montgomery County." (Repeals above act which made it unlawful for public authorities or governing bodies within Montgomery County to issue bonds for any purpose without submitting the question to the voters of the county of district affected.) Sent to Committee on Finance.

SB 191. (Local - Halifax) - Johnson of Halifax

"To place all schools in Halifax Township under the supervision, control and direction of the Halifax County Board of Education." (As title indicates; applies to titles to school property as well.) Sent to Committee on Education.

SB 192. (Public) - McKee

"Making an appropriation to the North Carolina State Art Society, Incorporated." (Governor and Council of State may allocate from the Contingency and Emergency Fund such amounts essential to supplement the revenues and income of the Society in paying necessary administrative expenses. Expendable only upon budgets submitted to the Budget Bureau; expenditures subject to provisions of Executive Budget and Personnel Act.) Sent to Committee on Appropriations.

SB 193. (Public) - Brooks

"Providing for the disposition of property where there is no sufficient evidence that persons have died other than simultaneously, and to make uniform the law with reference thereto." (Property of each person to be disposed of as if he had survived, under certain conditions. Where no evidence sufficient to show two or more successive beneficiaries have died other than simultaneously, the property is to be divided into as many equal portions as there are successive beneficiaries, portions to be distributed respectively to those who would have taken in the event each designated beneficiary had survived. Property of tenants by the entirety or joint tenants to be distributed in equal portions to representatives or respective tenants. In case of insurance policies, distribution to be as if the insured had survived the beneficiary. Act not retroactive, and does not apply where decedent provides otherwise. To be known as 'Uniform Simultaneous Death Act.') Sent to Committee on Judiciary No. 1.

SB 194. (Public) - Brooks

"An act concerning composite reports as evidence and making uniform the law with reference thereto." (Written reports or finding of facts, prepared by an expert not being a party to the cause, nor an employe of a party except for making such report, nor financially interested, under certain conditions, to be admissible as evidence. Persons furnishing information on such a report may be cross-examined by the adverse party. Not to be admissible unless the party offering it shall have given notice to the adverse party a reasonable time before trial, together with a copy of relevant findings. Adverse party to be offered a reasonable opportunity to inspect and copy any records or other documents in offering party's possession or control, on which the report was based, and also names of persons furnishing facts.) Sent to Committee on Judiciary No. 1.

SB 195. (Public) - Brooks

"Concerning official reports as evidence and making uniform the law with reference thereto." (Written reports of findings of fact made by officers of the State, on a matter within the scope of their duty, shall, so far as relevant, be admitted as evidence of the matters stated therein. Notice to be given before trial. Cross-examination of persons making reports may be had, in discretion of Court.) Sent to Committee on Judiciary No. 1.

SB 196. (Public) - Brooks

"Concerning the judicial notice of the laws of other jurisdictions and concerning proof thereof and making uniform the law with reference thereto." (Judicial notice to be taken of the common and statute law of every state, territory and other jurisdiction of the United States in every court of the State. Court may inform itself of such laws in manner it deems proper and call upon counsel to obtain such information. Determinations of such laws to be made by court and not jury, but shall be reviewable. Reasonable notice required for submission of evidence as to laws of other jurisdictions. Law of a jurisdiction other than those referred to above to be an issue for the court, but not subject to the foregoing provisions concerning judicial notice.) Sent to Committee on Judiciary No. 1.

SB 197. (Public) - Brooks

"Concerning business records as evidence, and making uniform the law with reference thereto." (Term "business" to include every kind of business, profession, occupation, calling or operation of institutions, whether carried on for profit or not. Records to be competent evidence if custodian or other qualified witness testifies to its identity and mode of preparation, and if made in the regular course of business, at or near the time of the act, condition or event.) Sent to Committee on Judiciary No. 1.

SB 198. (Public) - Whitaker, Hodges and others

"To authorize the Governor and Council of State to cooperate and assist in the acquisition of additional land in connection with the Great Smoky Mountains National Park." (As title indicates; to cooperate with T. V. A. in the purchase of approximately 40,000 acres of land and in the settlement of any problems incident or related thereto. Governor and Council of State authorized to allot not in excess of $100,000 from the Emergency and Contingency Fund for this purpose.) Sent to Committee on Public Roads.

SB 199. (Local - Edgecombe) - Clark

"To amend chapter 258, Public-Local Laws of 1933, as amended, entitled 'An act to regulate the duties of sheriff of Edgecombe County and establish office of tax collector of Edgecombe County,' to increase salaries of sheriff and deputy sheriffs of Edgecombe County." (Raises sheriff's salary to $300 per month; may appoint three deputies at salaries to be determined by him not aggregating more than $475 per month from the general fund of the County.) Sent to Committee on Counties, Cities and Towns.

SR 200. (Resolution) - Mitchell

"A joint resolution authorizing an investigation of feebleminded Negroes in the Goldsboro State Hospital and other places, and providing for a report and making of recommendations with respect thereto." (Governor to appoint a 5 member commission to report on conditions, care, and the possibility of securing additional facilities at Goldsboro or elsewhere.) Sent to Committee on Judiciary No. 2.

SB 201. (Public) - Eagles

"So as to permit the giving of surety bonds or undertakings authorizing joint control." (Authorizes joint control of assets in hands of principals under bond by joint action of principal and agent of bonding company. Joint control not to alter respective liabilities of principal and surety.) Sent to Committee on Insurance.

SB 202. (Public) - Funderburk

"To repeal the tax research department as contained in chapter 327 Public Laws of 1941." (As title indicates.) Sent to Committee on Judiciary No. 1.

BILLS INTRODUCED: HOUSE

HB 436. (Local - Pasquotank) - Midgett
"To provide a hog cholera prevention program for Pasquotank County and to permit the sale and use of hog cholera vaccine therefor." (Vaccinators to be appointed in each township by the Board of County Commissioners upon recommendation of county agent, who is to sell and distribute vaccine at cost plus 10¢ per 100 cc, the profit to be used to pay cost of prevention program, any excess to be used to promote livestock program. Fees for vaccination, duties of county agent and vaccinators with respect to program set out.) Sent to Committee on Agriculture.

HB 437. (Local - Pasquotank) - Midgett
"To fix the salary of clerk of the Superior Court of Pasquotank." (To receive salary of $2,580 per year as of February 1, 1943, and $1,000 per year for deputy or assistant clerk hire. Not to retain any fees for services as receiver for minors, but to continue to collect such fees and pay into the general fund.) Sent to Committee on Salaries and Fees.

HB 438. (Local - Anson) - Blalock
"To authorize the Board of Commissioners of Anson County to appoint rural policemen and fix their salaries, and to provide for the collection of delinquent taxes." (To employ one policeman for each county commissioner district, such policemen have county-wide jurisdiction. To have the same powers to execute process and make arrests as sheriff; to be on salary fixed by Commissioners, and to turn all fees collected into fund provided by law, or, if no such fund provided, to the general fund. Commissioners may assign duties of collecting delinquent taxes to rural policemen or appoint delinquent tax collectors, bond to be determined by Commissioners.) Sent to Committee on Counties, Cities and Towns.

HB 439. (Local - Anson) Blalock
"To authorize the Board of Commissioners of Anson County to adjust all delinquent taxes for the year 1935 and all prior years." (May settle all such taxes, whether or not action has been instituted to foreclose certificate. All acts taken pursuant to such settlement validated.) Sent to Committee on Counties, Cities and Towns.

HB 440. (Local - Watauga) - Jackson
"To create a municipal board of elections for the Town of Boone in Watauga County." (Board to consist of James Councille, Grady Moretz, and Dr. G. K. Moose, with the Clerk of the Superior Court of Watauga having power to fill vacancies; to cease to exist after regular municipal election of 1943. Members to serve without compensation; to appoint registrars and judges of elections and exercise all powers and authority heretofore exercised by governing

body of town with respect to municipal elections.) Sent to Committee on Elections and Election Laws.

HB 441. (Local - Sampson) - Honeycutt
"To amend chapter 218, Public-Local Laws of 1941, relating to special tax levy of Sampson County for repairs to jail and other county buildings." (Special levy authority extended to years 1944, 1945, 1946, 1947 and 1948.) Sent to Committee on Counties, Cities and Towns.

HB 442. (Local - Sampson) - Honeycutt
"To amend chapter 441, Public Laws of 1931, relating to special levies in certain counties." (Would include Sampson County in provisions of Act allowing certain counties to levy a special tax, 5¢ maximum on the $100, for the special purposes of: expense of quadrennial assessment; expense of holding courts in the county; and expense of jail and prisoner maintenance.) Sent to Committee on Finance.

HB 443. (Local - Sampson) - Honeycutt
"To amend chapter 453 of the Public-Local Laws of 1931 to allow mileage to the Chairman of the Board of Commissioners of Sampson County." (To be allowed 5¢ per mile while in attendance upon his official duties.) Sent to Committee on Counties, Cities and Towns.

HB 444. (Local - Sampson) - Honeycutt
"To amend chapter 279 of the Public-Local Laws of 1913 to increase the pay of the County Commissioners of Sampson County." (As title indicates. Strikes out "three dollars" and inserts "seven dollars fifty cents" in lieu thereof.) Sent to Committee on Salaries and Fees.

HB 445. (Local - Sampson) - Honeycutt
"To amend chapter 290, Public-Local Laws of 1935, relating to clerk hire for Register of Deeds of Sampson County." (Allowed additional sum of $500 for clerk hire.) Sent to Committee on Salaries and Fees.

HB 446. (Local - Northampton) - Harris
"To repeal chapter 63 of the Public-Local Laws of 1941 and to amend chapter 5 of the Public-Local Laws of 1937 relating to the duties of public officers of Northampton County." (Repeals chapter 63, Public-Local Laws 1941, which amended chapter 5, Public-Local Laws of 1937, relating to the duties and salaries of county officials, so that the provisions of chapter 5 are the same as they were prior to 1941, except as amended by the present Act, as follows: salary of Clerk of Court's assistant to be not less than $900 nor more than $1200 per year; Register of Deeds to be allowed two clerks at salaries, to be fixed by Commissioners, of not less than $900 nor more than $1200 per year; Auditor to be allowed one clerk at salary, to be fixed by Commissioners who, may, in their discretion, authorise an additional clerk for the auditor, at same salary; bond premiums of tax collectors to be paid by county.) Sent to Committee on Counties, Cities and Towns.

HB 447. (Local - Northampton) - Harris
"Authorizing the Board of Commissioners of Northampton County to levy special taxes for the expenses of Northampton County Library." (Special tax not to exceed 1¢ on the $100 valuation.) Sent to Committee on Counties, Cities and Towns.

HB 448. (Public) - Storey

"To prohibit markers in general elections and to provide for certain assistance to disabled voters in primaries and general elections." (Would repeal those sections of the 1929 election law providing for markers and their appointment, and for other assistance to voters at the polls. Would make the provisions of chapter 305, Public Laws 1939, allowing assistance to disabled or illiterate voters in primaries, applicable to general elections also, and would amend that section so as to permit such assistance only to persons unable to mark their ballots by reason of physical disability.) Sent to Committee on Elections and Election Laws.

HB 449. (Local - Wayne) - Taylor

"Providing for an extension of the corporate limits of the City of Goldsboro." (Extended boundaries described. Election to be held not later than December 1, 1943. Voters in present limits and those in territory to be annexed to vote.) Sent to Committee on Counties, Cities and Towns.

HB 450. (Local - Washington) - Sumner

"To provide compensation for the clerk of the Superior Court of Washington County for his services as judge of Juvenile Court." (To receive $25 per month in addition to other compensation.) Sent to Committee on Salaries and Fees.

HB 451. (Local - Hoke) - Brown

"To amend chapter 125 of the Private Laws of 1901 incorporating the Town of Raeford, to provide for vacancy in office of mayor, to change date of election, and to increase tax rate." (Primary to be held on first Monday in April, 1943 and biennially thereafter, and election to be held first Monday in May and biennially thereafter for mayor and 5 commissioners, in accordance with general law. Second primary to be 10 days after first primary, if necessary. Successful candidates to take office on first Monday in June following election. With approval of commissioners, mayor to appoint mayor pro tem who may act in mayor's absence and fill unexpired term of mayor, in which latter event, if he is a commissioner, the board shall fill his unexpired term as commissioner. Mayor to have criminal jurisdiction of a J. P. Poll tax not to exceed $1 and tax rate not to exceed $1.33 1/3 for all purposes.) Sent to Committee on Counties, Cities and Towns.

HB 452. (Public) - Burgin, Hatch and Lumpkin

"To authorize any board of county commissioners and municipal authorities to aid in the war effort by contributions to local organizations of official state and federal governmental agencies." (As indicated, but no contribution to be made by way of compensation to members of boards of such agencies, or any panels thereof.) Sent to Committee on Judiciary No. 1.

HB 453. (Local - Franklin) - Lumpkin

"To validate certain bonds heretofore issued by Franklinton Township and Louisburg Township in Franklin County and to authorize the issuance of refunding bonds." (Would validate and authorize refunding of $20,000 of 6% road bonds of Franklinton Township, dated July 1, 1913 and maturing July 1, 1943, and $38,000 of 5½% road bonds of Louisburg Township, dated February 20, 1914 and maturing February 20, 1944. Levy of tax for purpose of meeting maturities on refunding bonds authorized.) Sent to Committee on Finance.

HB 454. (Local - Franklin) - Lumpkin

"To provide a schedule of discounts and penalties on poll and property taxes for the Towns of Louisburg, Bunn and Youngsville in Franklin County, North Carolina." (If paid in cash by end of October, discount of 2%; during November, discount of 1%; during December, January and on February 1, payable at par. After February 1, penalties to be added at rate of 1% per month or fraction until penalties aggregate 6%, after which ½% per month or fraction shall be added until paid or included in certificate of sale. Tax sale certificate to bear interest at 6% on principal, penalties and costs included therein.) Sent to Committee on Counties, Cities and Towns.

HB 455. (Local - Union) - Richardson

"To amend chapter 441 of the Public-Local Laws of 1937 relating to the salary of the deputy register of deeds of Union County." (Set at $1,500 per annum.) Sent to Committee on Salaries and Fees.

HB 456. (Local - Union) - Richardson

"To fix the compensation for the several cotton weighers of Union County." (Compensation to be fixed by board of county commissioners and one-half to be paid by seller, one-half by buyer, in lieu of all other compensation.) Sent to Committee on Counties, Cities and Towns.

HB 457. (Local - Mitchell) - Burleson

"To place the Register of Deeds of Mitchell County on a fee basis and to prescribe said fees." (As title indicates. Sets out schedule of fees for registering and indexing, and fees and compensation for other duties.) Sent to Committee on Salaries and Fees.

HB 458. (Local - Mitchell) - Burleson

"To repeal chapter 442 of the Public-Local Laws of 1941, relating to the auditing of funds of Mitchell County." (As title indicates. Repeals "An Act to audit funds of Mitchell County.") Sent to Committee on Counties, Cities and Towns.

HB 459. (Local -**Lenoir**) - Wallace of Lenoir

"Relating to the salary of the members of the board of county commissioners of Lenoir County." (Each member to receive $25 per month and mileage. Not to affect or diminish compensation now or hereafter allowed the chairman for extra services.) Sent to Committee on Salaries and Fees.

HB 460. (Local - Lenoir) - Wallace of Lenoir

"To amend the Charter of the City of Kinston relating to the compensation of the mayor and members of the board of aldermen of said City." (Mayor's salary to be fixed by board of aldermen not to exceed $1,500 per annum, and aldermen to receive not more than $400 per annum, payable $100 at end of each quarter. To become effective as to official elected in May, 1943.) Sent to Committee on Counties, Cities and Towns.

HB 461. (Public) - Allen, Arch T., Hatch and Burgin

"To amend chapter 141 of the Public Laws of 1925 as amended, requiring separate specifications for certain contract work so as to include electrical installations. (Makes provisions of C.S. 2831(a) as to awarding contracts for the construction of public buildings and the requirement for separate specifications and bids for various items, apply to electrical installations, when entire cost of building exceeds $10,000.) Sent to Committee on Judiciary No. 1.

HB 462. (Local - Currituck) - Boswood

"To repeal chapter 62 of the Public-Local Laws of 1929 and to amend chapter 383 of the Public-Local Laws of 1925 fixing the salary of the sheriff of Currituck County." (As indicated; fixes salary at $2,400 per year.) Sent to Committee on Salaries and Fees.

HB 463. (Local - Currituck) - Boswood

"To provide for a survey of certain property and state waters in Currituck County." (Declares that owners of Swan Island Club on Knotts Island have been encroaching upon certain adjacent waters, and directs county commissioners to have survey made to determine various lines. Surveyor is directed to consult the Hatfield Grant or Plat, and to employ John Bowden to assist in establishing boundaries. Survey to be completed and permanent markers established before September 1, 1943, and any member of the board of county commissioners who fails to comply with provisions of the Act to be guilty of a misdemeanor and to be fined not less than $500, no part of which fine shall be remitted, nor shall judgment be suspended upon payment of the costs.) Sent to Committee on Counties, Cities and Towns.

HB 464. (Local - Currituck) - Boswood

"To amend chapter 389 of the Public Laws of 1937, as amended by chapter 96 of the Public Laws of 1939, applicable to Currituck County." (Would make stock law inapplicable to cattle and sheep in stock-law territory in Currituck.) Sent to Committee on Counties, Cities and Towns.

HB 465. (Local - Currituck) - Boswood

"To require the sureties on official bonds in Currituck County to be surety, indemnity or guaranty companies authorized to do business in North Carolina." (Premiums to be paid by the officers, and not by county. Officials may deposit cash with county commissioners, or United States or State of North Carolina bonds, in lieu of bond.) Sent to Committee on Counties, Cities and Towns.

HB 466. (Local - Currituck) - Boswood

"To provide the method of nomination of candidates for membership on the board of education of Currituck County." (Five candidates to be chosen in primaries: 1 each by electors of Moyock, Crawford, Poplar Branch and Fruitville Townships, and 1 member, to be the mother of at least 1 child in the Currituck public shcools, to be nominated at large.) Sent to Committee on Counties, Cities and Towns.

HB 467. (Local - Washington)-Sumner

"To amend chapter 541 of the Public-Local Laws of 1933 relating to the deputy sheriffs of Washington County." (At least 1 deputy sheriff to be named pursuant to the provisions of the section, to be paid $75 per month and to perform such duties with respect to the collection of taxes as the board of county commissioners may prescribe.) Sent to Committee on Counties, Cities and Towns.

HR 468. (Resolution) - Stoney

"Authorizing the Governor to appoint a special commission to study the medical and legal aspects of chronic alcoholism and make recommendations for the alleviation thereof." (Would request Governor to appoint 3 licensed physicians and 3 judges or ex-judges to make study and report to Governor not later than July 1, 1944. Members to receive $7 per day for days actually engaged, plus necessary travel expense.) Sent to Committee on Health.

HB 469. (Public) - Bost

"To amend section 996 of the Consolidated Statutes relating to revocation of deeds of future interests made to persons not in esse." (Would provide that the section which permits revocation of a voluntary conveyance of a future interest to persons not in esse or not determined until the happening of some future event shall not apply where the instrument creating the future instrument, or an amendment therof, expressly makes the grant irrevocable. Applies to all such instruments executed prior to the effective date of the proviso unless the future interest therein created shall have been revoked prior to or within 6 months after the effective date of the proviso.) Sent to Committee on Judiciary No. 1.

SENATE CALENDAR ACTION

Bills received from the House:

HB 40, Acknowledgment of instruments before military officers, sent to Committee on Judiciary No. 2; HB 41, Depositions before military officers, sent to Committee on Judiciary No. 2; HB 131, Guilford--assistant solicitor, sent to Committee on Counties, Cities and Towns; HB 140 Avery--court term, sent to Committee on Courts and Judicial Districts; HB 145, Life estate forfeiture, sent to Committee on Judiciary No. 1; HB 261, Martin--jurors fees, sent to Committee on Salaries and Fees; HB 264, Cleveland--Kings Mountain Recorder's Court, sent to Committee on Courts and Judicial Districts; HB 274, Bladen--salaries of certain officials, sent to Committee on Salaries and Fees; HB 288, Tyrrell--transfer jury cases, sent to Committee on Courts and Judicial Districts; HB 290, Rutherford--salary of treasurer, sent to Committee on Salaries and Fees; HB 293, New Hanover--salaries of constables, sent to Committee on Salaries and Fees; HB 311, Warren--jurors recorder's court, sent to Committee on Salaries and Fees; HB 316, Hertford--prisoners board and turnkey fee, sent to Committee on Salaries and Fees; HB 332, Clay--salary county accountant, sent to Committee on Salaries and Fees; HB 344, Franklin--deputy-sheriff's salary, sent to Committee on Salaries and Fees; HB 338, New Hanover--school teachers retirement fund, sent to Committee on Education; HB 345, Franklin--salary of register of deeds and deputy, sent to Committee on Salaries and Fees; HB 365, Tyrrell--county superintendent of schools, sent to Committee on Education; HB 367, Washington--jury fees County Recorder's Court, sent to Committee on Salaries and Fees.

Bills reported favorably:

SB 86, Retired operators cosmetic art certificates; SB 149, City juvenile courts and probation officers; SB 151, State bird; SB 155, Trustees, etc., investment in insurance; SB 177, Cape Hatteras Seashore Commission; SB 186, Pitt--charter town of Grimesland; HB 169, Hyde--election of county commissioners; HB 211, Perquimans--term of mayor and commissioners of Hertford; HB 229, Bertie--Aulander mayor and commissioners salary; HB 252, Trustees Negro A. & T. College; HB 273, Bladen--full-time county commissioner, SB 29, State Board of Education, as to Committee Substitute.

Bills reported unfavorably:

SB 110, Lincoln--practice of law by JP's; SB 116, Durham--registration of pistols; HB 39, Mecklenburg--punishment for public drunkenness; HB 200, Defense after judgment.

Bills passed 2nd reading:

SB 27, Teachers and state employees retirement sy[illegible]d credit for prior service; SB 138, Exchange sinking fund bonds, cancellation highway bonds; SB 139, Highway Bond Act 1943; SB 99, Rockingham--Reidsville health ordinances; SB 122, Warren--Warrenton charter; SB 141, Haywood--Canton corporate limits; SB 158, Guilford--High Point paving; SB 159, Guilford--High Point appropriations; HB 74, Pender--Caswell and Columbia Township bond assumption; HB 207, Randolph--quadrennial assessment; HB 243, Cumberland--Drainage District; HB 258, Onslow--Jacksonville corporate limits; SB 138, Highway Sinking Fund bonds; SB 161, Extension issuance sanitary bonds; HB 44, Punishment violation lottery laws.

Bills passed 2nd and 3rd readings:

SB 146, Iredell--Statesville desk officer's warrants; SB 153, Montgomery--commissioners' terms; SB 157, Robeson--commissioner district No. 6; SB 160, Guilford--High Point land sales; SB 164, Moore--various boards; SB 101, Rockingham--salaries deputy clerk Superior Court; SB 111, Lincoln--intoxicants near schools; SB 119, Guilford--pay and duties, sheriff and deputies; SB 131, Stanly--pay Albemarle commissioners; SB 135, Graham--county commissioners' terms; SB 140, Cleveland--dissolution Mooresboro; HB 89, Bertie--Windsor mayor's salary; HB 112, Graham--county property; HB 120, Cumberland--compensation Board of Health; HB 128, Guilford--tax supervisor-collector; HB 136, Swain--tax collector and accountant; HB 137, Swain--compensation chairman county commissioners; HB 209, Person--firearm registration; HB 210, Person--county commissioner election; HB 259, Yancey--$300 or less due intestates; HB 276, New Hanover--Alcoholic Beverage Fund; HB 283, Durham--A.B.C. proceeds; HB 151, Polk--Trade Street line in Tryon; HB 165, Davie--fee for liquor seizure; HB 184, Chowan--recorder's court salaries; HB 187, Yancey--chief deputy's compensation; HB 190, Lee--County Commissioners; HB 205, McDowell--Nebo dissolution; SB 46, Sheriff's liability emergency deputies, as amended; SB 93, Qualifications Superintendent State School for Blind; SB 120, Unemployment Compensation Law, refusal to make contributions; SB 124, Custody of children in divorce, as amended to clarify; SB 126, Commissioners of oaths; SB 129, Unified trustees mental institutions, as amended to clarify and provide for appointment of Business Manager; SB 144, Registration of deeds; SR 152, Caswell Training School Resolution; SB 162, Education World War orphans; HB 38, Gambling lures; HB 71, S. H. & P. W. C. emergency power; HB 110, Post mortem insane; HB 160, Guardian bond reduction; HB 163, Cemetery fund investment; HB 174, Distribution dead bodies; HB 201, Sale of securities; HB 203, Penny vending machines; HB 206, Enrollment Constitution; HB 228, Seeing-eye dogs; HB 236, Gasoline tax refund;

Bills passed 3rd reading:

SB 148, Alexander--public library; HB 14, Currituck--repealing requirement for Moyock deputy; HB 265, Brunswick--tenant's refusing to perform; SB 132, County Capital Reserve Act Fund; SB 137, State tax anticipation notes; SB 147, Municipal bonds heretofore authorized; HB 114, Validating housing authority; HB 115, Extension of time for projects; SB 115, Removal of indigents, as amended to limit liability hospital bills.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 30, Lot Appomattox Courthouse National Historical Monument, sent to Committee on Federal Relations; SB 31, Overhead utility lines, sent to Committee on Judiciary No. 2; SB 71, Commitment of veterans to Federal hospitals, sent to Committee on Judiciary No. 1; SB 89, Purchase and distribution of General Statutes, sent to Committee on Recodification; SR 94, Resolution memorializing Congress in re war time, sent to Committee on Federal Relations; SB 102, Rockingham--Clerk of Court's final reports, sent to Committee on Judiciary No. 2; SB 107, Alias or pluries summons validation, sent to Committee on Judiciary No. 2; SB 127, Haywood--vehicles for hire, Canton, sent to Committee on Finance; SB 128, Haywood--Canton police jurisdiction city property, sent to Committee on Courts and Judicial Districts; SB 133, Mecklenburg--treasurer's term and officials' salaries, sent to Committee on Salaries and Fees.

Bills reported favorably:

HB 218, Corporate mergers; HB 224, Renewal guardian bonds; HB 226, Increased bids fiduciaries' sales; HB 279, Reinvestment proceeds contingent remainder sales, as amended; HB 280, Currituck--hog cholera; as amended; HB 304, Gasoline tax law amendment; as to Committee Substitute; HB 320, Mecklenburg--street assessments statute of limitations; HB 336, Mutual burial associations supervision, as amended; HB 363, Davidson--fireworks prohibition; HB 373, libel and slander by radio, as amended; HB 378, Cosmetologist's assistants; HB 380, Bertie--dog damages; HB 385, Judge's instructions; HB 413, Wayne--profesional bondsmen; HB 418, Exceptions to referee's report; HB 431, Clerk of Court and assistant's compensation.

Bills reported unfavorably:

HB 49, Indexing deeds of fiduciaries; HB 109, Sales tax on meals; HB 135, Sales tax repeal; HB 352, Marriage licenses to insane; HB 391, Blevins graveyard.

Bills re-referred to Committees:

SB 26, Municipal Capital Reserve Act of 1943, to Finance. HB 166, Custody of minors in divorce, to Judiciary No. 2.

Bills passed 2nd reading:

SB 82, Free privilege licenses blind veterans; SB 92, Haywood--nullification Canton School taxes; SB 98, Gasoline tax refunds; SB 103, Pitt-corporate limits Greenville; SB 104, Halifax--Roanoke Rapids tax rate; SB 108, Forsyth--Forsyth Tubercular Hospital; HB 301, Davidson--public library tax.

Bills passed 2nd and 3rd readings:

SB 36, Duplin--unexpended county funds; SB 49, Rockingham--sheriff's salary; SB 63, Rockingham--Superior Court Clerk's duties; SB 69, Graham--school board vacancies; SB 96, Pitt-treasurer; HB 139, Avery--tax collector, as amended to strike out provision for election of tax supervisor and collector; HB 194, Wilkes--liquor seizure fees; HB 195, Wilkes--jail fees; HB 213, Wilkes--$300 or less due intestates; HB 255, Validating trustees' deeds; HB 271, Armed forces University Trustees, as amended to clarify; HB 313, Burke--Morganton Aldermen's pay; HB 326, Nash--church property paving assessments; HB 331, Pitt--Winterville charter; HB 334, Carteret--register of deeds' term; HB 340, Avery--allocation tax collection costs; HB 341, Lee--Jonesboro elections; HB 353, Rockingham--Reidsville airport; HB 357, Cumberland--nomination Board of Election; HB 372, Camden--recorder's salary.

Bills passed 3rd reading:

SB 87, Taxation frozen new cars.

BILLS RATIFIED

HB 90, Caswell--fowls running at large; HB 129, Guilford--deputies and constables bond premium; HB 142, Burke--nomination county Board of Education; HB 173, Randolph--floating indebtedness; HB 176, Hoke--term of agricultural tenancies; HB 177, Hoke--performance of tenant's contract; HB 185, Onslow--tax revaluation; HB 188, Polk--turstees Tryon-Saluda school unit; HB 204, Catawba--Hickory charter; HB 235, Wayne--1935 and prior taxes; HB 238, Franklin--grand jurors; HB 241, Robeson--county surveyor election; HB 266, Moore--board of elections.

Next sessions: Senate and House--10:00 o'clock A. M., February 13, 1943 (Local Bills only).

#

WEEKLY LEGISLATIVE SUMMARY

INSTITUTE OF GOVERNMENT

Chapel Hill, North Carolina

LEGISLATIVE SERVICE
205 Faircloth Hall
Raleigh, North Carolina

February 13,1943

NOTE: This is the fifth in a series of weekly summaries of the work of the 1943 session of the General Assembly. It is not intended as a report on all legislation, but is confined to bills of general interest or major importance.

The big bills of the week were SB 154, conferring emergency war powers upon the Governor, and HB 398, the "Employment Peace Act," as the 1943 session of the General Assembly maintained its lead of approximately 50% over the same period of the 1941 session with respect to the introduction of bills.

The Emergency War Powers Act would give the Governor far-reaching powers to deal with emergencies that might arise during the war. He could formulate and carry out plans for the mobilization and distribution of practically all of the necessities of life, mobilize the police, firefighting, health, street and highway repair, public utility, medical and welfare forces of the State, of political subdivisions of the State, and of private agencies and corporations, lease or lend any real or personal property to the armed forces and authorize the transfer of State personnel for employment by the armed forces, suspend or modify laws with respect to the use of the roads, organize and put into effect auxilliary defense and civilian protection forces and agencies, and conduct hearings with respect to enforcement of the Act. Orders, rules and regulations would have the force and effect of law after filing in the Office of the Secretary of State. The powers would be exercised subject to approval of the Council of State. The powers would continue for the duration of the war and six months thereafter, or until the convening of the next General Assembly. The bill was sent to the Committee on Interstate Cooperation.

The "Employment Peace Act" would provide machinery for the conciliation, mediation and arbitration of labor disputes, and define and prohibit certain unfair practices as to both employees and employers. A conciliation service would be set up in the Department of Labor under a Labor Conciliator to be appointed by the Commissioner of Labor, with the approval of the Governor, for a four-year term at an annual salary of $5,000. Provision is made for the appointment of special conciliators for specific disputes, from a roster of qualified persons to be kept by the conciliator. Injunctions may issue from the Superior Court to restrain unfair practices, but only upon evidence introduced in Court. A ten-day notice of intention to strike or lockout is required, and also a waiting period pending efforts to adjust the dispute. In certain cases affecting the public interest, the Governor may appoint a commission of three members, representing management, labor and the public, to conduct hearings. The bill was in the Committee on Manufactures and Labor at the close of the week.

Other bills of interest introduced during the week would: allow individuals to deduct federal income tax payments from their income for State income tax purposes; authorize the issuance of highway bonds in an amount up to $15,000,000, the proceeds to be used for highway work at the end of the present emergency, but the amount of bonds to be issued during any biennium to be subject to the limitations of section 4 of Article V of the Constitution; limit industrial banks to a total charge of $3 on loans of less than $50; provide for the election of judges and assistant judges of combined City-County Juvenile Courts by the governing bodies of cities and counties; allow merchants reporting and paying the sales tax a 5% commission for their trouble; adopt the Cardinal as the official State bird; authorize counties to drain streams and swamps for the protection of public health and to levy a tax not to exceed 2¢ on $100 valuation to pay for the costs, when the agricultural benefits would be so negligible as not to justify levying special assessments; extend to March 1, 1945 the time within which cities, towns, counties and sanitary districts may issue bonds for the construction or acquisition of revenue-producing projects; remove the office of Notary Public from the prohibition against double office-holding by submitting an amendment to section 7, Article XIV of the Constitution; forbid absentee voting except for members of the armed forces, including members of the nurse corps and various women's auxilliary forces; authorize the Governor to appoint a commission to study the domestic relations laws of the State; place the funds of the Board of Cosmetic Art under the supervision of the Director of the Budget; authorize the allocation of funds from the Contingency and Emergency Fund to the State Planning Board in such amount as may be necessary to carry out the functions of the board; permit any taxing unit to accept deeds in payment of taxes or assessments instead of foreclosing; provide for the imprisonment of persons having tuberculosis in a communicable stage who wilfully refuse to obey precautionary measures against spread of the disease as instructed by the health officer, imprisonment to be in the Prison Department of the North Carolina Sanatorium for 60 days for the first offense and six months for subsequent offenses; adopt uniform laws with respect to admissibility in evidence of composite reports prepared by third parties, various official reports, business records, and concerning judicial notice of laws of foreign states; authorize the Governor and Council of State to cooperate with T.V.A. in the acquisition of approximately 40,000 acres of land in connection with the Great Smoky Mountains National Park and to allot not more than $100,000 from the Emergency and Contingency Fund for the purpose; abolish the Tax Research department; prohibit markers in general elections except for persons physically handicapped; and authorize any board of county commissioners and municipal authorities to make contributions to local organizations of State and federal governmental organizations, except that no contributions could be made with respect to compensation for members of boards of such agencies.

Both of the sales tax repeal measures - one directed toward removing the tax from meals prepared in restaurants and other eating places, and the other that would repeal the tax in its entirety - were reported unfavorably this week by the House Committee on Finance. Also reported unfavorably were HB 105, which would have extended the provisions of the Unemployment Compensation Act to employers of 6 or more, instead of employers of 8 or more as at present, and SB 134 which would have allowed federal income tax payments to be deducted from an individual's income upon his State income tax return.

Among bills ratified were: HB 45, to submit an amendment to the Constitution to make the Commissioners of Labor and Agriculture constitutional officers and members of the Council of State; HB 87, providing for the appointment of special judges; HB 97, raising the maximum work week under State law from 55 to 56 hours for men; HB 88, placing funds of the Board of Barber Examiners under supervision of the Director of the Budget; and SB 130, providing for the publication of the Public, Public-Local, and Private Laws of the 1943 session in a single volume.

#

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 34
February 13, 1943

Sessions: Senate and House--10:00 A.M.

BILLS INTRODUCED: SENATE

None.

BILLS INTRODUCED: HOUSE

None.

SENATE CALENDAR ACTION

Bills received from the House:

HB 33, Currituck--adult school bus drivers, sent to Committee on Education; HB 82, Reemployment retired state employees, sent to Committee on Education; HB 194, Wilkes--fees in liquor seizure, sent to Committee on Counties, Cities and Towns; HB 195, Wilkes--turn-key fee, sent to Committee on Counties, Cities and Towns; HB 213, Wilkes--$300 or less due intestate, sent to Committee on Counties, Cities and Towns; HB 214, Prior service state employees retirement, sent to Committee on Education; HB 237, Veterans' employment preference, sent to Committee on Judiciary No. 1; HB 255, Validating trustees' deeds, sent to Committee on Judiciary No. 1; HB 313, Burke--compensation of Morganton aldermen, sent to Committee on Counties, Cities and Towns; HB 326, Nash--Rocky Mount church paving assessments, sent to Committee on Counties, Cities and Towns; HB 331, Pitt--Town of Winterville election, sent to Committee on Counties, Cities and Towns; HB 334, Carteret--term of office register of deeds, sent to Committee on Counties, Cities and Towns; HB 340, Avery--costs of tax collection, listing and auditing, sent to Committee on Counties, Cities and Towns; HB 341, Lee-charter Town of Jonesboro, sent to Committee on Counties, Cities and Towns; HB 353, Rockingham--Reidsville airports, sent to Committee on Counties, Cities and Towns; HB 357, Cumberland--five board of education districts, sent to Committee on Counties, Cities and Towns; HB 372, Camden--salary of recorder, sent to Committee on Counties and Towns.

Bills passed 2nd and 3rd readings:

SB 186, Pitt--Grimesland election laws; HB 169, Hyde--election of county commissioners; HB 211, Perquimans--term of mayor and commissioners of Hertford; HB 229, Bertie--Aulander mayor and commissioners salary; HB 273, Bladen--full-time county commissioner.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 93, Qualifications superintendent State blind school, sent to Committee on Institutions for the Blind; SB 101, Rockingham--salaries deputy clerks, sent to Committee on Counties, Cities and Towns; SB 111, Lincoln--intoxicants near schools, sent to Committee on Finance; SB 115, Removal of indigents, sent to Committee on Judiciary No. 1; SB 119, Guilford--pay and duties of sheriff, sent to Committee on Counties, Cities and Towns; SB 120, refusing to make contributions, sent to Committee on Unemployment Compensation; SB 126, Commissioner of Oaths, sent to Committee on Judiciary No. 1; SB 129, Unified board mental institutions, sent to Committee on Mental Institutions; SB 131, Stanly--compensation Albemarle commissioners, sent to Committee on Counties, Cities and Towns; SB 132, County capital reserve, sent to Committee on Finance; SB 135, Graham--commissioners terms, sent to Committee on Counties, Cities and Towns; SB 137, State tax anticipation notes, sent to Committee on Finance; SB 140, Cleveland--dissolution of Mooresboro, sent to Committee on Counties, Cities and Towns; SB 144, registration of deeds, sent to Committee on Judiciary No. 2; SB 146, Iredell--Statesville desk officer warrants, sent to Committee on Judiciary No. 2; SB 147, Municipal bonds, sent to Committee on Finance; SB 148, Alexander--library tax, sent to Committee on Finance; SB 152, Caswell Training School, sent to Committee on Mental Institutions; SB 153, Montgomery--commissioners terms, and SB 157, Robeson--commissioner's District No. 6, sent to Committee on Counties, Cities and Towns; SB 162, World War Orphans, sent to Committee on Education; SB 160, Guilford--High Point land sales, sent to Committee on Counties, Cities and Towns; SB 164, Moore--various county boards, sent to Committee on Counties, Cities and Towns.

Bills reported favorably:

SB 45, Highway Patrol retirement; SB 75, Boiler inspector re-referred to Committee on Appropriations; HB 239, Farm vehicle registration, as to Committee Substitute.

Bills re-referred to committee:

SB 75, Boiler inspector, to Committee on Appropriations.

Bills passed 2nd and 3rd readings:

HB 280, Currituck--hog cholera program, as amended; HB 363, Davidson--fire works; HB 378, Pitt--Greenville Airport; HB 380, Bertie--dog damage; HB 431, Caldwell--C.S.C. fees clerk recorder's court; HB 413, Wayne--professional bondsmen.

Next Sessions: House and Senate, 8:00 P.M., Monday, February 15, 1943.

#

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 34
February 15, 1943

Sessions: Senate--8:00 P. M.; House--8:00 P. M.

BILLS INTRODUCED: SENATE

SB 203. (Public) - Larkins
"An act to amend section 7654 of the Consolidated Statutes relating to the duties of Secretary of State so as to add an item covering custody and administration of official oaths." (Secretary of State to receive and keep all oaths of public officials required by law to be filed in his office. Also empowered to administer official oaths to any public official of whom an oath is required.) Sent to Committee on Judiciary No. 1.

SB 204. (Local - Rowan) - Grogory
"To provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor." (Authorizes Rowan County and City of Salisbury to carry out a systematic plan for advertising the County; appropriation out of general fund of said county or city authorized, not to exceed $2,500 per annum.) Sent to Committee on Judiciary No. 1.

SB 205. (Public) - Hudgins
"To validate corporate acknowledgments taken under certain conditions." (Deeds, conveyances and other instruments of writing of corporations entitled to registration, which have been heretofore duly executed in the manner required by law, by the proper officers of the corporation, and which have prior to the ratification of the Act, been admitted to registration, on the acknowledgment or proof of the proper executing officer, shall be in all respects validly admitted to record, although such officer at the date of the acknowledgment or proof had ceased to be an officer of the corporation, or such corporation at the date such acknowledgment or proof had ceased to exist. Does not affect pending litigation or vested rights.) Sent to Committee on Judiciary No. 2.

SB 206. (Local - Harnett) - Chaffin
"To amend chapter 292 of the Public Laws of 1941 so as to include the Town of Lillington in Harnett County." (As title indicates; authorizes the sale of municipal property by mayors and commissioners at public or private sale, proceeds to be used in discretion of mayor and commissioners.) Passed three readings, sent to Senate.

SB 207. (Local - Harnett) - Chaffin
"To provide for the administering of oaths by the sheriff and other police officials in Harnett County relating to the justification of sureties upon bail bonds and other undertakings." (Where defendant in claim and delivery, or other proceedings, required to give bond to retain possession of property, sheriff or other officer to whom process directed authorized to take

justification of surety upon undertaking and administer necessary oaths, and administer oaths to sureties upon bail in all cases where bail allowed.) Sent to Committee on Judiciary No. 1.

SB 208. (Local - Robeson) - Barker
"To amend chapter 343, Private Laws of 1907, relative to charter of Town of Lumberton." (Where no candidate in a primary election received a majority of the votes cast, a run-off primary may be ordered by the Board of Commissioners upon written demand of the second highest candidate. Run-off election to be run in connection with the regular election of the Town. The regular election to be held at the Courthouse; ward polling places are to be provided for primary elections. Twenty days prior to the regular 1943 election, registrars are to be appointed for the respective voting places in each ward.) Sent to Committee on Counties, Cities and Towns.

SB 209. (Local - Robeson) - Barker
"To amend chapter 10, Public-Local Laws of North Carolina, session of 1933, entitled an act to authorize the Board of Commissioners of Robeson County to fix, raise, lower or adjust salaries of county officials and subordinates in accordance with changing economic conditions and for efficiency." (Range of sheriff's salary set from $225-$300 per month.) Sent to Committee on Counties, Cities and Towns.

SB 210. (Public) - Johnson of Halifax
"To provide for the apportionment of Federal estate taxes among the beneficiaries of the estate upon which said taxes were assessed." (Unless otherwise directed by will or intervivos transaction, proration to be as near as possible in the proportion that the value of the property in which each person has an interest bears to the total value received by all persons interested in the estate. Proration to be made by Clerk of Superior Court of the county in which being administered.) Sent to Committee on Judiciary No. 2.

SB 211. (Public) - Eagles
"To amend chapter 338 of the Public Laws of 1941 relating to the regulation and incorporation of non-profit hospital service corporations and to the supervision and regulation of such corporations by the State Commissioner of Insurance and the authorization by such corporations to provide for medical service plans." ("Definition or scope of Act" restated by adding and defining "hospital service plan" and "medical service plan." Services of doctors included in the provisions of the Act. Details of the administration of the Act regulated.) Sent to Committee on Insurance.

SB 212. (Local - Gaston) - Cherry
"To amend chapter 264 of the Public-Local Laws of North Carolina for 1921 relating to the fixing of the compensation of certain officers in Gaston County and other matters." (When additional duties assigned to a member of the Board of County Commissioners other than the chairman, additional remuneration to be paid not exceeding $600 per annum. Other members of Board to receive a per diem of $7.00 and mileage.) Placed on Calendar.

SB 213. (Public) - Cherry
"To amend chapter 198 Public Laws of 1921 providing for the registration of official discharges from the military and naval forces of the United States in the office of the register of deeds in the several counties of the state." (Deletes provision that a fee of 25 cents be paid.) Sent to Committee on Military Affairs.

SB 214. (Public) - Brooks

"To provide for the regulation of aeronautics within North Carolina." (Governor authorized to appoint, by July 1, 1943, a 5-member commission to study the aeronautical industry, to report findings to him, report to be transmitted to next General Assembly. Commission to organize, hold hearings over the State after due notice; to study airports, landing fields and facilities, air schools, flying clubs, etc., and make recommendations concerning control of the aeronautics industry.) Sent to Committee on Judiciary No. 1.

SB 215. (Public) - Matheny and Eagles

"To amend chapter 393 of the Public Laws of 1937 known as the soil conservation district laws so as to provide per diem compensation and expense allowances for the supervisors provided for in said act and to appropriate a sufficient amount to cover said per diem allowance and travel expenses." ($3 per diem for each meeting, not exceeding four per year, provided, and also expenses, including travelling expenses necessarily incurred in the discharge of duties. $5,000 appropriated to the State Soil Conservation Committee from the general fund for each year of the next biennium to meet the per diem and expenses as above. Funds to be expended by the Director of State Agricultural Extension Service in compliance with the provisions of the Executive Budget Act.) Sent to Committee on Agriculture.

SB 216. (Local - Alamance) - Sanders

"To enable the commissioners of Alamance County to pay a war bonus to its employees." (Bonus may be authorized by the Board of Commissioners to employees, including the register of deeds, clerk of the Superior Court, and the sheriff, at the effective date of the bonus to the employees of the State. Necessary budget changes authorized.) Sent to Committee on Judiciary No. 2.

BILLS INTRODUCED: HOUSE

HB 470. (Local - Guilford) - Caveness

"To amend chapter 407, Public Laws of 1937, known as 'The Motor Vehicle Law of 1937,' with reference to electric trolley cars at Greensboro and vicinity." (Would permit maximum over-all dimensions of trackless trolleys as follows: width, 102 inches; length, 36 feet; and height, 12 feet 6 inches, exclusive of trolley poles.) Sent to Committee on Judiciary No. 1.

HB 471. (Public) - Taylor

"To amend section 76 of the Consolidated Statutes relating to conveyances of real estate by the heirs and devisees of a decedent." (Would provide that such sales made within time set out in the section would become valid upon the expiration of such time if no action has started in the meantime.) Sent to Committee on Judiciary No. 1.

HB 472. (Local - Madison) - Hutchins

"To authorize the board of commissioners of Madison County to provide for an election on the question of prohibiting the sale of wine and beer in Madison County." (Election to be held within 90 days of ratification. Presently registered voters and those to be specially registered entitled to vote.) Sent to Committee on Finance.

HB 473. (Local - Yancey) - Bennett

"To appoint a county accountant for Yancey County, and to fix his salary and term of office." (J. A. Goodwin appointed, to take office first Monday in April, 1943, for a 2-year term at a salary of $125 per month. Vacancy for unexpired term would be filled by the clerk of the Superior Court, chairman of the county commissioners, and the superintendent of public instruction.) Sent to Committee on Counties, Cities and Towns.

HB 474. (Private) - Blevins

"To repeal chapter 103 of the Private Laws of 1935, relating to the incorporation and management of the Walnut Hill Cemetery in Ashe County." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 475. (Public) - Ferree

"To amend section 2930 of the Consolidated Statutes to relieve the sheriffs of the counties of the State from the responsibility of filing bonds conditioned on the collection and settlement of State taxes." (Would repeal portion of the statute requiring bond conditioned on collection and settlement of State taxes.) Sent to Committee on Judiciary No. 2.

HB 476. (Public) - Ramsay

"For the relief of persons called into the armed forces of the United States and into the merchant marine from liability to pay license taxes and fees." (Would exempt such persons from the payment of privilege taxes levied by the State, counties and municipalities, if business is not carried on in their absence by their agents or under licenses in their names, and from renewing licenses required annually for the privilege of engaging in a business or profession.) Sent to Committee on Finance.

HB 477. (Local - Macon) - Rogers

"Relative to the compensation of the sheriff of Macon County for his duties as tax collector." (To receive 2% on all taxes collected by him for the year 1943 and thereafter. If tax collector is appointed in the future and such collector is placed on a salary, it shall not exceed $2,000 per annum.) Sent to Committee on Counties, Cities and Towns.

HB 478. (Public) - Fearing

"To correct the calls of State Grant No. 18852, for land in Dare County, issued to Alethia M. Midgett." (As title indicates. Corrected description set out.) Sent to Committee on Judiciary No. 2.

HB 479. (Public) - Hatch

"To exempt from hunting and fishing licenses all residents of North Carolina who have attained the age of 65 and over." (As title indicates.) Sent to Committee on Conservation and Development.

HB 480. (Local - Northampton) - Harris

"To allow the payment of a salary to the jailer of Northampton County in lieu of fees." (Salary to be fixed by the Board of County Commissioners.) Sent to Committee on Salaries and Fees.

HB 481. (Local - Sampson) - Honeycutt

"To prohibit the sale of wine and beer in Sampson County between the hours of 6 o'clock P.M. on Saturday and 8 o'clock A. M. on Monday." (As title indicates.) Sent to Committee on Finance.

HB 482. (Local - Richmond) - Greene

"To incorporate the Richmond County Airport Commission." (Corporation to be composed of following citizens to serve for terms of 4 years from the first Monday in January 1943: J. P. Gibbons, for the Town of Hamlet, E. B. McLaurin, for the Town of Rockingham, and William G. Pittman, for Richmond County. Commissioners of Towns of Hamlet and Rockingham and County of Richmond to elect representatives to succeed named persons, quadrennially. Corporation vested with control over title to airport and appurtenances now being constructed on land owned by the County. Each board of commissioners to appoint successors to its own representative in event of vacancies. Corporation to have no power to mortgage or encumber properties, nor to incur obligation in excess of its anticipated revenues.) Sent to Committee on Counties, Cities and Towns.

HB 483. (Private) - Gass, Gobble and Hudson

"To reimburse Ira G. Shamel of Forsyth County for damages to his automobile through collision with a Negro school bus in January, 1942." (State School Commission authorized to investigate claim and pay not in excess of $50.) Sent to Committee on Appropriations.

HB 484. (Local - Franklin) - Lumpkin

"To authorize the Town of Louisburg to convey certain property in the Town of Louisburg." (Empowers Town of Louisburg to convey all its interest in certain described property.) Sent to Committee on Judiciary No. 1.

HB 485. (Public) - Bridger

"To amend chapter 407 of the Public Laws of 1937, as amended, the same being the Motor Vehicle Act of 1937, relating to tax liens with respect to contract or franchise haulers." (New section 62 granting Commissioner of Motor Vehicles a lien whether recorded or not, superior to all prior liens even though recorded, for all delinquent taxes and fees due him, but shares pro rata with all other tax liens.) Sent to Committee on Roads.

HB 486. (Public) - Bridger
"To amend chapter 407 of the Public Laws of 1937, as amended, the same being the Motor Vehicle Act of 1937, relating to the extent of property damage in motor vehicle accidents required to be reported." (Report required when property damage amounts to $25 or more, instead of $10.) Sent to Committee on Roads.

HB 487. (Public) - Bridger
"To amend chapter 52 of the Public Laws of 1935, as amended, the same being the Uniform Drivers' License Act." (Section 1(a) defines terms suspension, revocation and cancelled; (b) permits all designated members of department to administer oaths to secure licenses; (c) permits issuance of temporary learners permit for 30 days; (d) permits suspension of license of hit and run driver where there is property damage; (e) permits suspension of license by department pending an appeal for violation of Act. Section 2, commissioner may require re-examination of licenses and suspend or revoke or make subject to restrictions.) Sent to Committee on Roads.

HB 488. (Public) - Bridger
"To amend chapter 397 of the Public Laws of 1937 to provide for certification of school bus drivers by representatives designated by the commissioner of vehicles." (As title indicates.) Sent to Committee on Roads.

HB 489. (Public) - Bridger
"To amend chapter 136 of the Public Laws of 1927 to require payment of motor vehicle fees before approval by Utilities Commission of assignment, etc., of franchise certificate." (As title indicates.) Sent to Committee on Roads.

HB 490. (Public) - Bridger
"To amend chapter 407 of the Public Laws of 1937, as amended, relating to the registration of motor vehicles and the payment of fees therefor, etc." (Section 1(a)-(g) corrects administrative and enforcement details of Act; (h) provides for photostatic copy of title certificates and their acceptance; (i) strikes section 44, providing for National Guard plates; (j) strikes section 45, providing official license plates and providing non-issuance of official plates to owners of privately owned vehicles; (k) charges fee of 50¢ for duplicate card; (l) franchise tax according to weight on intra-state bus carriers; (m) amends section 52 that gross weight of a single unit with 3 or more axles may be computed for license fee at rate not in excess of rate of trucks and semi-trailers of same weight; requires payment of annual license tax for franchise haulers and in addition 6% of the gross revenue of intra-state haulers and of 6% of that amount earned while within this State of inter-state haulers; (n) strikes collections as base for computing gross revenue; (o) provides fine for divulgence of amount of tax paid by franchise hauler except in accordance with proper judicial order; (p)-(v) corrects administrative and enforcement details of Act.) Sent to Committee on Roads.

HB 491. (Public) - Bridger
"To amend chapter 52 of the Public Laws of 1935, the same being the Uniform Drivers' License Act, so as to dispense with the necessity of a chauffeur's badge due to war restrictions on metal." (As title indicates.) Sent to Committee on Roads.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 46, Sheriffs' liability for emergency deputies, sent to Committee on Judiciary No. 1; SB 124, Custody of children in divorce, sent to Committee on Judiciary No. 2, SB 186, Pitt--Grimesland Charter, sent to Committee on Counties, Cities and Towns.

Bills passed 2nd reading:

SB 45, Retirement election Highway Patrol; SB 129 (Displacing HB 315, as amended, on Calendar), Unified directors mental institutions; HB 226, Advanced bids real estate sales.

Bills passed 2nd and 3rd readings:

HB 218, Corporate mergers; HB 224, Renewal guardian's bonds; HB 239, Farm vehicle registration, as to Committee Substitute which provides that farm vehicle otherwise exempt from registration is not made liable by reason of transporting various farm objects from farm to farm of the same owner, using public roads incidentally; HB 279, Sale of contingent remainders, Committee amendment adopted to permit proceeds of sales to be invested in direct obligations of the United States or obligations fully guaranteed as to principal and interest by the United States; HB 286, Credit prior service teachers' retirement; HB 297, "contract hauler" trucks; HB 298, "Share the expense" autos; HB 306, Saw log measurement, as amended to make effective date May 1, 1943, and further amended to except existing contracts; HB 307, Hybrid seed corn; HB 310, Bank lending limitation, as amended to exclude from meaning of money borrowed as applicable to limitation: discount of bills of exchange drawn against actual existing values, discount of solvent trade acceptances or other solvent commercial or business paper actually owned by the one negotiating same, the purchase of any notes secured by not less than a like face amount of bonds of the United States or the State or certificates of indebtedness of the United States, as well as obligations to the extent secured or covered by guarantees or commitments of the United States or any of its agencies; HB 314, Textbooks for deaf school; HB 320, Mecklenburg--Charlotte assessment limitations; and HB 322, marginal entry note payment.

Bills passed 3rd reading:

HB 301, Davidson--library tax; SB 92, Haywood--Canton back school taxes; SB 104, Halifax--Roanoke Rapids tax rate; SB 108, Forsyth--tubercular hospital tax; SB 82, Free privilege license blind veterans; and SB 98, Gasoline tax refunds.

Bills re-referred to Committees:

HB 300, Farmer truck license, to Committee on Finance; HB 304, Gas tax prosecutions, to Committee on Judiciary No. 2.

SENATE CALENDAR ACTION

Bills received from the House:

HB 139, Avery--duties of tax collector, sent to Committee on Election Laws; HB 271, Members of armed forces, University trustees, sent to Committee on Trustees of the University; HB 363, Davidson--Pyrotechnics, sent to Committee on Propositions and Grievances; HB 378, Pitt--Pitt-Greenville airport, sent to Committee on Judiciary No. 1; HB 380, Bertie--dog damages, sent to Committee on Judiciary No. 2; HB 413, Wayne--professional bondsmen, sent to Committee on Finance; HB 431, Caldwell--Superior Court clerk fees as clerk Recorder's Court, sent to Committee on Judiciary No. 2.

Bills reported favorably:

SB 173, Alamance--hospital bonds; SB 179, Richmond--incorporation Town of Norman; SB 66, Halifax--Weldon cemetery commission, as to committee substitute.

Bills re-referred to committee:

SB 161, Issuance period sanitary district bonds, to Finance.

Bills passed 2nd reading:

SB 86, Retired operators cosmetic art certificates; SB 149, City juvenile courts and probation officers.

Bills passed 2nd and 3rd readings:

SB 151, State bird, as amended to make in proper form; SB 177, Cape Hatteras Seashore Commission; HB 252, Trustees Negro A. & T. College.

Bills passed three readings:

SB 206, Harnett--sale of municipal property Town of Lillington.

Bills passed 3rd reading:

SB 27, Teachers and State employees retirement system and credit for prior service; SB 99, Rockingham--Reidsville public health ordinances; SB 122, Warren--charter of Warrenton; SB 138, Exchange sinking fund bonds, cancellation highway bonds; SB 139, Highway Bond Act 1943; SB 141, Haywood--corporate limits Canton; SB 158, Guilford--High Point charter, paving; SB 159, Guilford--High Point, additional appropriations; HB 74, Pender--Caswell and Columbia Township bond assumption; HB 207, Randolph--Quadrennial assessment; HB 243, Cumberland--Drainage district; HB 258, Onslow--Jacksonville corporate limits.

BILLS RATIFIED

SB 36, Duplin--unexpended county funds; SB 49, Rockingham--sheriff's salary; SB 63, Rockingham--duties Superior Court clerk; SB 69, Graham--school board vacancies; SB 87, Taxation frozen autos; SB 96, Pitt--county treasurer; HB 14, Currituck--repealing requirement for Moyock deputy; HB 38, Gambling lures; HB 71, S.H. & P.W. Commission emergency power; HB 89, Bertie--Windsor mayor's salary; HB 110, Post-mortem of insane; HB 112, Graham--county property; HB 114, Validating housing authorities; HB 115, Extension of time for projects; HB 120, Cumberland--compensation county board of health; HB 128, Guilford--tax supervisor and collector; HB 136, Swain--tax collector and accountant; HB 137, Swain--compensation county commissioners; HB 151, Polk--Trade Street line in Tryon; HB 160, Guardian bonds; HB 163, Investment cemetery funds; HB 165, Davie--fees for liquor seizure; HB 169, Hyde--election of county commissioners; HB 174, Distribution of dead bodies; HB 184, Chowan--recorder's court salaries; HB 187, Yancey--chief deputy's compensation; HB 190, Lee--increasing county commissioners; HB 201, Securities Law; HB 203, Penny vending machines; HB 205, McDowell--Nebo charter dissolution; HB 206, Enrollment of Constitution; HB 209, Person--firearm registration; HB 210, Person--county commissioner election; HB 211, Perquimans--term of mayor and commissioners of Hertford; HB 228, Seeing-eye dogs; HB 229, Bertie--Aulander mayor and commissioners' salaries; HB 236, Gasoline tax refunds; HB 259, Yancey--$300 or less due intestates; HB 265, Brunswick--tenant's refusing to perform; HB 273, Bladen--full-time county commissioner chairman; HB 276, New Hanover--Alcoholic Beverage Fund; HB 283, Durham--ABC proceeds.

Next sessions: Senate and House--12:00 noon, February 16, 1943

#

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 35
February 15, 1943

Sessions: Senate--8:00 P. M.; House--8:00 P. M.

BILLS INTRODUCED: SENATE

SB 203. (Public) - Larkins
"An act to amend section 7654 of the Consolidated Statutes relating to the duties of Secretary of State so as to add an item covering custody and administration of official oaths." (Secretary of State to receive and keep all oaths of public officials required by law to be filed in his office. Also empowered to administer official oaths to any public official of whom an oath is required.) Sent to Committee on Judiciary No. 1.

SB 204. (Local - Rowan) - Gregory
"To provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor." (Authorizes Rowan County and City of Salisbury to carry out a systematic plan for advertising the County; appropriation out of general fund of said county or city authorized, not to exceed $2,500 per annum.) Sent to Committee on Judiciary No. 1.

SB 205. (Public) - Hudgins
"To validate corporate acknowledgments taken under certain conditions." (Deeds, conveyances and other instruments of writing of corporations entitled to registration, which have been heretofore duly executed in the manner required by law, by the proper officers of the corporation, and which have prior to the ratification of the Act, been admitted to registration, on the acknowledgment or proof of the proper executing officer, shall be in all respects validly admitted to record, although such officer at the date of the acknowledgment or proof had ceased to be an officer of the corporation, or such corporation at the date such acknowledgment or proof had ceased to exist. Does not affect pending litigation or vested rights.) Sent to Committee on Judiciary No. 2.

SB 206. (Local - Harnett) - Chaffin
"To amend chapter 292 of the Public Laws of 1941 so as to include the Town of Lillington in Harnett County." (As title indicates; authorizes the sale of municipal property by mayors and commissioners at public or private sale, proceeds to be used in discretion of mayor and commissioners.) Passed three readings, sent to ~~Senate.~~ HOUSE.

SB 207. (Local - Harnett) - Chaffin
"To provide for the administering of oaths by the sheriff and other police officials in Harnett County relating to the justification of sureties upon bail bonds and other undertakings." (Where defendant in claim and delivery, or other proceedings, required to give bond to retain possession of property, sheriff or other officer to whom process directed authorized to take

justification of surety upon undertaking and administer necessary oaths, and administer oaths to sureties upon bail in all cases where bail allowed.) Sent to Committee on Judiciary No. 1.

SB 208. (Local - Robeson) - Barker

"To amend chapter 343, Private Laws of 1907, relative to charter of Town of Lumberton." (Where no candidate in a primary election received a majority of the votes cast, a run-off primary may be ordered by the Board of Commissioners upon written demand of the second highest candidate. Run-off election to be run in connection with the regular election of the Town. The regular election to be held at the Courthouse; ward polling places are to be provided for primary elections. Twenty days prior to the regular 1943 election, registrars are to be appointed for the respective voting places in each ward.) Sent to Committee on Counties, Cities and Towns.

SB 209. (Local - Robeson) - Barker

"To amend chapter 10, Public-Local Laws of North Carolina, session of 1933, entitled an act to authorize the Board of Commissioners of Robeson County to fix, raise, lower or adjust salaries of county officials and subordinates in accordance with changing economic conditions and for efficiency." (Range of sheriff's salary set from $225-$300 per month.) Sent to Committee on Counties, Cities and Towns.

SB 210. (Public) - Johnson of Halifax

"To provide for the apportionment of Federal estate taxes among the beneficiaries of the estate upon which said taxes were assessed." (Unless otherwise directed by will or intervivos transaction, proration to be as near as possible in the proportion that the value of the property in which each person has an interest bears to the total value received by all persons interested in the estate. Proration to be made by Clerk of Superior Court of the county in which being administered.) Sent to Committee on Judiciary No. 2.

SB 211. (Public) - Eagles

"To amend chapter 338 of the Public Laws of 1941 relating to the regulation and incorporation of non-profit hospital service corporations and to the supervision and regulation of such corporations by the State Commissioner of Insurance and the authorization by such corporations to provide for medical service plans." ("Definition or scope of Act" restated by adding and defining "hospital service plan" and "medical service plan." Services of doctors included in the provisions of the Act. Details of the administration of the Act regulated.) Sent to Committee on Insurance.

SB 212. (Local - Gaston) - Cherry

"To amend chapter 264 of the Public-Local Laws of North Carolina for 1921 relating to the fixing of the compensation of certain officers in Gaston County and other matters." (When additional duties assigned to a member of the Board of County Commissioners other than the chairman, additional remuneration to be paid not exceeding $600 per annum. Other members of Board to receive a per diem of $7.00 and mileage.) Placed on Calendar.

SB 213. (Public) - Cherry

"To amend chapter 198 Public Laws of 1921 providing for the registration of official discharges from the military and naval forces of the United States in the office of the register of deeds in the several counties of the state." (Deletes provision that a fee of 25 cents be paid.) Sent to Committee on Military Affairs.

SB 214. (Public) - Brooks

"To provide for the regulation of aeronautics within North Carolina." (Governor authorized to appoint, by July 1, 1943, a 5-member commission to study the aeronautical industry, to report findings to him, report to be transmitted to next General Assembly. Commission to organize, hold hearings over the State after due notice; to study airports, landing fields and facilities, air schools, flying clubs, etc., and make recommendations concerning control of the aeronautics industry.) Sent to Committee on Judiciary No. 1.

SB 215. (Public) - Matheny and Eagles

"To amend chapter 393 of the Public Laws of 1937 known as the soil conservation district laws so as to provide per diem compensation and expense allowances for the supervisors provided for in said act and to appropriate a sufficient amount to cover said per diem allowance and travel expenses." ($3 per diem for each meeting, not exceeding four per year, provided, and also expenses, including travelling expenses necessarily incurred in the discharge of duties. $5,000 appropriated to the State Soil Conservation Committee from the general fund for each year of the next biennium to meet the per diem and expenses as above. Funds to be expended by the Director of State Agricultural Extension Service in compliance with the provisions of the Executive Budget Act.) Sent to Committee on Agriculture.

SB 216. (Local - Alamance) - Sanders

"To enable the commissioners of Alamance County to pay a war bonus to its employees." (Bonus may be authorized by the Board of Commissioners to employees, including the register of deeds, clerk of the Superior Court, and the sheriff, at the effective date of the bonus to the employees of the State. Necessary budget changes authorized.) Sent to Committee on Judiciary No. 2.

BILLS INTRODUCED: HOUSE

HB 470. (Local - Guilford) - Caveness
"To amend chapter 407, Public Laws of 1937, known as 'The Motor Vehicle Law of 1937,' with reference to electric trolley cars at Greensboro and vicinity." (Would permit maximum over-all dimensions of trackless trolleys as follows: width, 102 inches; length, 36 feet; and height, 12 feet 6 inches, exclusive of trolley poles.) Sent to Committee on Judiciary No. 1.

HB 471. (Public) - Taylor
"To amend section 76 of the Consolidated Statutes relating to conveyances of real estate by the heirs and devisees of a decedent." (Would provide that such sales made within time set out in the section would become valid upon the expiration of such time if no action has started in the meantime.) Sent to Committee on Judiciary No. 1.

HB 472. (Local - Madison) - Hutchins
"To authorize the board of commissioners of Madison County to provide for an election on the question of prohibiting the sale of wine and beer in Madison County." (Election to be held within 90 days of ratification. Presently registered voters and those to be specially registered entitled to vote.) Sent to Committee on Finance.

HB 473. (Local - Yancey) - Bennett
"To appoint a county accountant for Yancey County, and to fix his salary and term of office." (J. A. Goodwin appointed, to take office first Monday in April, 1943, for a 2-year term at a salary of $125 per month. Vacancy for unexpired term would be filled by the clerk of the Superior Court, chairman of the county commissioners, and the superintendent of public instruction.) Sent to Committee on Counties, Cities and Towns.

HB 474. (Private) - Blevins
"To repeal chapter 103 of the Private Laws of 1935, relating to the incorporation and management of the Walnut Hill Cemetery in Ashe County." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 475. (Public) - Ferree
"To amend section 2930 of the Consolidated Statutes to relieve the sheriffs of the counties of the State from the responsibility of filing bonds conditioned on the collection and settlement of State taxes." (Would repeal portion of the statute requiring bond conditioned on collection and settlement of State taxes.) Sent to Committee on Judiciary No. 2.

HB 476. (Public) - Ramsay
"For the relief of persons called into the armed forces of the United States and into the merchant marine from liability to pay license taxes and fees." (Would exempt such persons from the payment of privilege taxes levied by the State, counties and municipalities, if business is not carried on in their absence by their agents or under licenses in their names, and from renewing licenses required annually for the privilege of engaging in a business or profession.) Sent to Committee on Finance.

HB 477. (Local - Macon) - Rogers

"Relative to the compensation of the sheriff of Macon County for his duties as tax collector." (To receive 2% on all taxes collected by him for the year 1943 and thereafter. If tax collector is appointed in the future and such collector is placed on a salary, it shall not exceed $2,000 per annum.) Sent to Committee on Counties, Cities and Towns.

HB 478. (Public) - Fearing

"To correct the calls of State Grant No. 18852, for land in Dare County, issued to Alethia M. Midgett." (As title indicates. Corrected description set out.) Sent to Committee on Judiciary No. 2.

HB 479. (Public) - Hatch

"To exempt from hunting and fishing licenses all residents of North Carolina who have attained the age of 65 and over." (As title indicates.) Sent to Committee on Conservation and Development.

HB 480. (Local - Northampton) - Harris

"To allow the payment of a salary to the jailer of Northampton County in lieu of fees." (Salary to be fixed by the Board of County Commissioners.) Sent to Committee on Salaries and Fees.

HB 481. (Local - Sampson) - Honeycutt

"To prohibit the sale of wine and beer in Sampson County between the hours of 6 o'clock P.M. on Saturday and 8 o'clock A. M. on Monday." (As title indicates.) Sent to Committee on Finance.

HB 482. (Local - Richmond) - Greene

"To incorporate the Richmond County Airport Commission." (Corporation to be composed of following citizens to serve for terms of 4 years from the first Monday in January 1943: J. P. Gibbons, for the Town of Hamlet, E. B. McLaurin, for the Town of Rockingham, and William G. Pittman, for Richmond County. Commissioners of Towns of Hamlet and Rockingham and County of Richmond to elect representatives to succeed named persons, quadrennially. Corporation vested with control over title to airport and appurtenances now being constructed on land owned by the County. Each board of commissioners to appoint successors to its own representative in event of vacancies. Corporation to have no power to mortgage or encumber properties, nor to incur obligation in excess of its anticipated revenues.) Sent to Committee on Counties, Cities and Towns.

HB 483. (Private) - Gass, Gobble and Hudson

"To reimburse Ira G. Shamel of Forsyth County for damages to his automobile through collision with a Negro school bus in January, 1942." (State School Commission authorized to investigate claim and pay not in excess of $50.) Sent to Committee on Appropriations.

HB 484. (Local - Franklin) - Lumpkin

"To authorize the Town of Louisburg to convey certain property in the Town of Louisburg." (Empowers Town of Louisburg to convey all its interest in certain described property.) Sent to Committee on Judiciary No. 1.

HB 485. (Public) - Bridger

"To amend chapter 407 of the Public Laws of 1937, as amended, the same being the Motor Vehicle Act of 1937, relating to tax liens with respect to contract or franchise haulers." (New section 62 granting Commissioner of Motor Vehicles a lien whether recorded or not, superior to all prior liens even though recorded, for all delinquent taxes and fees due him, but shares pro rata with all other tax liens.) Sent to Committee on Roads.

HB 486. (Public) - Bridger
"To amend chapter 407 of the Public Laws of 1937, as amended, the same being the Motor Vehicle Act of 1937, relating to the extent of property damage in motor vehicle accidents required to be reported." (Report required when property damage amounts to $25 or more, instead of $10.) Sent to Committee on Roads.

HB 487. (Public) - Bridger
"To amend chapter 52 of the Public Laws of 1935, as amended, the same being the Uniform Drivers' License Act." (Section 1(a) defines terms suspension, revocation and cancelled; (b) permits all designated members of department to administer oaths to secure licenses; (c) permits issuance of temporary learners permit for 30 days; (d) permits suspension of license of hit and run driver where there is property damage; (e) permits suspension of license by department pending an appeal for violation of Act. Section 2, commissioner may require reexamination of licenses and suspend or revoke or make subject to restrictions.) Sent to Committee on Roads.

HB 488. (Public) - Bridger
"To amend chapter 397 of the Public Laws of 1937 to provide for certification of school bus drivers by representatives designated by the commissioner of vehicles." (As title indicates.) Sent to Committee on Roads.

HB 489. (Public) - Bridger
"To amend chapter 136 of the Public Laws of 1927 to require payment of motor vehicle fees before approval by Utilities Commission of assignment, etc., of franchise certificate." (As title indicates.) Sent to Committee on Roads.

HB 490. (Public) - Bridger
"To amend chapter 407 of the Public Laws of 1937, as amended, relating to the registration of motor vehicles and the payment of fees therefor, etc." (Section 1(a)-(g) corrects administrative and enforcement details of Act; (h) provides for photostatic copy of title certificates and their acceptance; (i) strikes section 44, providing for National Guard plates; (j) strikes section 45, providing official license plates and providing non-issuance of official plates to owners of privately owned vehicles; (k) charges fee of 50¢ for duplicate card; (l) franchise tax according to weight on intra-state bus carriers; (m) amends section 52 that gross weight of a single unit with 3 or more axles may be computed for license fee at rate not in excess of rate of trucks and semi-trailers of same weight; requires payment of annual license tax for franchise haulers and in addition 6% of the gross revenue of intra-state haulers and of 6% of that amount earned while within this State of inter-state haulers; (n) strikes collections as base for computing gross revenue; (o) provides fine for divulgence of amount of tax paid by franchise hauler except in accordance with proper judicial order; (p)-(v) corrects administrative and enforcement details of Act.) Sent to Committee on Roads.

HB 491. (Public) - Bridger
"To amend chapter 52 of the Public Laws of 1935, the same being the Uniform Drivers' License Act, so as to dispense with the necessity of a chauffeur's badge due to war restrictions on metal." (As title indicates.) Sent to Committee on Roads.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 46, Sheriffs' liability for emergency deputies, sent to Committee on Judiciary No. 1; SB 124, Custody of children in divorce, sent to Committee on Judiciary No. 2, SB 186, Pitt--Grimesland Charter, sent to Committee on Counties, Cities and Towns.

Bills passed 2nd reading:

SB 45, Retirement election Highway Patrol; SB 129 (Displacing HB 315, as amended, on Calendar), Unified directors mental institutions; HB 226, Advanced bids real estate sales.

Bills passed 2nd and 3rd readings:

HB 218, Corporate mergers; HB 224, Renewal guardian's bonds; HB 239, Farm vehicle registration, as to Committee Substitute which provides that farm vehicle otherwise exempt from registration is not made liable by reason of transporting various farm objects from farm to farm of the same owner, using public roads incidentally; HB 279, Sale of contingent remainders, Committee amendment adopted to permit proceeds of sales to be invested in direct obligations of the United States or obligations fully guaranteed as to principal and interest by the United States; HB 286, Credit prior service teachers' retirement; HB 297, "contract hauler" trucks; HB 298, "Share the expense" autos; HB 306, Saw log measurement, as amended to make effective date May 1, 1943, and further amended to except existing contracts; HB 307, Hybrid seed corn; HB 310, Bank lending limitation, as amended to exclude from meaning of money borrowed as applicable to limitation: discount of bills of exchange drawn against actual existing values, discount of solvent trade acceptances or other solvent commercial or business paper actually owned by the one negotiating same, the purchase of any notes secured by not less than a like face amount of bonds of the United States or the State or certificates of indebtedness of the United States, as well as obligations to the extent secured or covered by guarantees or commitments of the United States or any of its agencies; HB 314, Textbooks for deaf school; HB 320, Mecklenburg--Charlotte assessment limitations; and HB 322, marginal entry note payment.

Bills passed 3rd reading:

HB 301, Davidson--library tax; SB 92, Haywood--Canton back school taxes; SB 104, Halifax--Roanoke Rapids tax rate; SB 108, Forsyth--tubercular hospital tax; SB 82, Free privilege license blind veterans; and SB 98, Gasoline tax refunds.

Bills re-referred to Committees:

HB 300, Farmer truck license, to Committee on Finance; HB 304, Gas tax prosecutions, to Committee on Judiciary No. 2.

SENATE CALENDAR ACTION

Bills received from the House:

HB 139, Avery--duties of tax collector, sent to Committee on Election Laws; HB 271, Members of armed forces, University trustees, sent to Committee on Trustees of the University; HB 363, Davidson--Pyrotechnics, sent to Committee on Propositions and Grievances; HB 378, Pitt--Pitt-Greenville airport, sent to Committee on Judiciary No. 1; HB 380, Bertie--dog damages, sent to Committee on Judiciary No. 2; HB 413, Wayne--professional bondsmen, sent to Committee on Finance; HB 431, Caldwell--Superior Court clerk fees as clerk Recorder's Court, sent to Committee on Judiciary No. 2.

Bills reported favorably:

SB 173, Alamance--hospital bonds; SB 179, Richmond--incorporation Town of Norman; SB 66, Halifax--Weldon cemetery commission, as to committee substitute.

Bills re-referred to committee:

SB 161, Issuance period sanitary district bonds, to Finance.

Bills passed 2nd reading:

SB 86, Retired operators cosmetic art certificates; SB 149, City juvenile courts and probation officers.

Bills passed 2nd and 3rd readings:

SB 151, State bird, as amended to make in proper form; SB 177, Cape Hatteras Seashore Commission; HB 252, Trustees Negro A. & T. College.

Bills passed three readings:

SB 206, Harnett--sale of municipal property Town of Lillington.

Bills passed 3rd reading:

SB 27, Teachers and State employees retirement system and credit for prior service; SB 99, Rockingham--Reidsville public health ordinances; SB 122, Warren--charter of Warrenton; SB 138, Exchange sinking fund bonds, cancellation highway bonds; SB 139, Highway Bond Act 1943; SB 141, Haywood--corporate limits Canton; SB 158, Guilford--High Point charter, paving; SB 159, Guilford--High Point, additional appropriations; HB 74, Pender--Caswell and Columbia Township bond assumption; HB 207, Randolph--Quadrennial assessment; HB 243, Cumberland--Drainage district; HB 258, Onslow--Jacksonville corporate limits.

BILLS RATIFIED

SB 36, Duplin--unexpended county funds; SB 49, Rockingham--sheriff's salary; SB 63, Rockingham--duties Superior Court clerk; SB 69, Graham--school board vacancies; SB 87, Taxation frozen autos; SB 96, Pitt--county treasurer; HB 14, Currituck--repealing requirement for Moyock deputy; HB 38, Gambling lures; HB 71, S.H. & P.W. Commission emergency power; HB 89, Bertie--Windsor mayor's salary; HB 110, Post-mortem of insane; HB 112, Graham--county property; HB 114, Validating housing authorities; HB 115, Extension of time for projects; HB 120, Cumberland--compensation county board of health; HB 128, Guilford--tax supervisor and collector; HB 136, Swain--tax collector and accountant; HB 137, Swain--compensation county commissioners; HB 151, Polk--Trade Street line in Tryon; HB 160, Guardian bonds; HB 163, Investment cemetery funds; HB 165, Davie--fees for liquor seizure; HB 169, Hyde--election of county commissioners; HB 174, Distribution of dead bodies; HB 184, Chowan--recorder's court salaries; HB 187, Yancey--chief deputy's compensation; HB 190, Lee--increasing county commissioners; HB 201, Securities Law; HB 203, Penny vending machines; HB 205, McDowell--Nebo charter dissolution; HB 206, Enrollment of Constitution; HB 209, Person--firearm registration; HB 210, Person--county commissioner election; HB 211, Perquimans--term of mayor and commissioners of Hertford; HB 228, Seeing-eye dogs; HB 229, Bertie--Aulander mayor and commissioners' salaries; HB 236, Gasoline tax refunds; HB 259, Yancey--$300 or less due intestates; HB 265, Brunswick--tenant's refusing to perform; HB 273, Bladen--full-time county commissioner chairman; HB 276, New Hanover--Alcoholic Beverage Fund; HB 283, Durham--ABC proceeds.

Next sessions: Senate and House--12:00 noon, February 16, 1943

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 36
February 16, 1943.

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE

SB 217. (Public) - McKee
"To amend chapter 288, Public Laws of 1937 as amended and to repeal chapter 120, Public Laws of 1931 and section 5, chapter 226, Public Laws of 1931 to provide uniform residence requirements for applicants for assistance." (Fixes the residence requirement for assistance under the Old Age and Dependent Children Act at one year, and repeals statutes in conflict with this provision.) Sent to Committee on Public Welfare.

SB 218. (Local - Alexander) - Wilson
"To repeal chapter 318 of the Public-Local Laws of 1939 relating to papers in the office of the clerk of the Superior Court of Alexander County." (Repeals Act requiring clerk to file and preserve all papers and proceedings before him or belonging to the court, and to keep a proper index thereof.) Sent to Committee on Judiciary No. 2.

SB 219. (Local - Pitt) - Lanier
"To prohibit agents and employees of the Pitt County Alcoholic Beverage Control Board from engaging in political activities." (Prohibits interfering with election or nomination of any candidate for public office, promising employment as consideration for any political activity, or soliciting or receiving any contributions for political purposes. Violation a misdemeanor punishable by fine or imprisonment in discretion of court.) Sent to Committee on Propositions and Grievances.

SB 220. (Public) - Ballentine and Evans
"To amend section 4785, Volume II, of the Consolidated Statutes of 1919, being entitled 'An Act to provide for the establishment of standard packages, grades, State brands, and for other purposes.'" (Board of Agriculture and Commissioner authorized to issue "stop sale" orders if they have reason to believe products are being offered for sale in violation of this Act regulating the grading and packing of farm products, such orders to prohibit further sale until law complied with or violations are otherwise disposed of.) Sent to Committee on Agriculture.

SB 221. (Local - Brunswick) - Ruark
"To authorize the County Commissioners of Brunswick County and the Board of Aldermen of the City of Southport, North Carolina, to make adjustments with delinquent taxpayers." (To make adjustments in their discretion, must be made within two years of ratification of Act. Except where suits to foreclose tax sale certificates have been started, all interest on delinquent taxes due the town and county

released to taxpayers availing themselves of this Act, and a discount of ten per cent is provided for all delinquent taxes paid prior to January 1, 1944.) Sent to Committee on Counties, Cities and Towns.

SB 222. (Public) - Mitchell
"To amend chapter 53 of the Public Laws of 1935, as amended by chapter 124 of the Public Laws of 1937, relating to the powers and duties of the North Carolina Commission for the Blind." (Additional powers and duties provided for Commission: to equalize the financial burden of providing relief to needy blind in the several counties; to make such grants to the needy blind as will enable Commission to receive maximum Federal grants; to cooperate with Secretary of State in lending to needy blind lawyers volumes of N. C. Reports.) Sent to Committee on Institutions for the Blind.

SR 223. (Resolution) - Mitchell
"Creating a Zebulon Baird Vance Memorial Commission and defining the duties thereof." (Governor authorized to appoint a 25-member commission and fix the date for the organization meeting of the group, which is empowered to solicit donations to be used to acquire the property in Statesville occupied by Governor Vance, and preserve the same as a memorial to him.) Sent to Committee on Judiciary No. 1.

SB 224. (Local - Richmond) - Cole
"To incorporate the Richmond County Country Club Commission." (Rockingham golf course and clubhouse turned over to corporation to control, lease, manage, operate and superintend for the benefit of the residents of the county. Powers and duties of the corporation set out.) Sent to Committee on Counties, Cities and Towns.

SB 225. (Public) - Johnson of Duplin
"To amend Article XIII of chapter 96 and chapter 121 of the Consolidated Statutes, as amended, and chapter 219 of the Public Laws of 1927, as amended, relating to the management of the Stonewall Jackson Manual Training and Industrial School, the Eastern Carolina Industrial School for Boys, the Industrial Farm Colony for Women, the State Home and Industrial School for Girls, and the Morrison Training School, so as to provide for the appointment of a unified board of directors for such institutions and to provide for the appointment of a general superintendent and a general business manager thereof." (Governor to appoint 15 members to board, Commissioner of Public Welfare to serve ex officio; two women and three men from western, central and eastern sections of the State, respectively, to serve for staggered terms; not more than two members to be from any one county. Powers, duties, and meetings set out and regulated. To appoint an executive committee of three members for each Institution, and to appoint a general executive committee. Empowered to employ a General Superintendent of Correction and Training for these institutions, and a General Business Manager, and to fix salaries and provide for assistants.) Sent to Committee on Judiciary No. 1.

SB 226. (Local - Alamance) - Sanders
"To ratify expenditures for the Alamance County Defense Council Medical Corps." (Confirms act of the Board of Commissioners in expending $800 for emergency cots and necessary equipment.) Sent to Committee on Judiciary No. 2.

SR 227. (Resolution) - Larkins
"A joint resolution inviting Madame Chiang Kai-Shek to address a joint session of the general assembly and make a public appearance in the City of Raleigh, the Capital of North Carolina." (As title indicates.) Passed three readings and sent to the House.

BILLS INTRODUCED: HOUSE

HR 492. (Resolution) - Moore of Wilson and others

"To petition the Office of Price Administration to adjust fairly the price of milk to be paid to the farmer." (As title indicates.) Passed three readings and sent to the Senate.

HB 493. (Local - Cleveland) - Falls

"To amend chapter 360 of the Private Laws of 1909, as amended, relating to the Charter of the Town of Kings Mountain." (Changes name to "City of Kings Mountain.") Sent to Committee on Counties, Cities and Towns.

HB 494. (Local - Cleveland) - Falls

"To amend chapter 10 of the Private Laws of 1923, to correct an error appearing therein in the description of the boundaries of the Town of Kings Mountain." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 495. (Local - Vance) - Watkins

"To amend the Charter of the City of Henderson relating to the time of filing of candidates for offices in said City." (Candidates to file with City Clerk not later than 10 days prior to election, and clerk to prepare official ballots.) Sent to Committee on Counties, Cities and Towns.

HB 496. (Local - Surry) - Dobson

"To fix the compensation of the county surveyor of Surry County." (To receive per diem of $10 plus 5¢ mileage in going to and returning from assignments.) Sent to Committee on Salaries and Fees.

HB 497. (Local - Cumberland) - Cook and Stringfield

"To tax and regulate professional bondsmen in Cumberland County." (Annual license required, tax to be fixed by governing body of county or municipality therein where bondsmen do business, but not in excess of amount authorized by State Revenue Act. Required to file and maintain a bond in the amount of $1,000 to be available for recovering on forfeited bonds. Fee for appearance bond not to exceed 5% of bond, with minimum fee of $5 allowable. No licensed attorney to become surety upon an appearance bond.) Sent to Committee on Judiciary No. 1.

HB 498. (Local - Gaston) - Dolley

"To extend the term of office of the treasurer of Gaston County, to provide for a 4-year term for said treasurer." (Incumbent treasurer's term extended to the first Monday in December, 1946, and treasurer to be elected quadrennially thereafter.) Sent to Committee on Counties, Cities and Towns.

HB 499. (Public) - Sumner

"To amend chapter 88 of the Public Laws of 1931, relating to evidence in civil actions arising out of motor vehicle accidents, so as to substitute 'Commissioner of Motor Vehicles' for 'Commissioner of Revenue.'" (Relates to introduction of certificate of Motor Vehicle Bureau's record of the "display number" of a motor vehicle in connection with proof of the ownership of a motor vehicle involved in an accident.) Sent to Committee on Judiciary No. 2.

HB 500. (Public) - Sumner and others

"To authorize boards of county commissioners to abolish the office of county treasurer." (To be accomplished by adoption of a resolution at least 60 days prior to a primary or convention at which treasurer would be nominated. May appoint a bank to act as depository for 2-year periods, and such bank may either receive such compensation as commissioners may allow, or receive no compensation except benefits from deposits. Depositories to file bonds.) Sent to Committee on Judiciary No. 2.

HB 501. (Local - Craven) - Ward by request

"To amend the Charter to extend the corporate limits of the City of New Bern." (Description of extended boundaries set out. City taxes for 1943 shall not apply to new territory. Further provides that the tract adjoining the city known as de Graffenried Park shall become incorporated within the city at such time as the taxes to be levied and collected would be sufficient to pay the interest on and provide a sinking fund for taking over the contract of purchase now held by Craven County and others, and said contract is adjusted with its present owners and resolution of the city incorporates said territory.) Sent to Committee on Counties, Cities and Towns.

HB 502. (Public) - Kermon

"To amend chapter 310 of the Public Laws of North Carolina, known as 'The Machinery Act of 1939.'" (Would add proviso at end of 3rd paragraph of section 1723 of the Act as follows: "Provided, further, that the provisions of Subsection (e) of this Article shall apply in any such foreclosure action brought under said Section 7990 for the foreclosure of taxes becoming due prior to, and/or subsequent to July 1, 1938.") Sent to Committee on Finance.

HB 503. (Local - Montgomery) - McAulay

"To amend chapter 159 of the Public-Local Laws of 1935, providing a closed season for hunting foxes in Montgomery County." (March 15 to August 1 made closed season.) Sent to Committee on Game.

HB 504. (Private) - Hatch

"To compensate J. H. Williams, father and guardian of Howard Williams and Elsie Williams, both minors, Mrs. Annie Kelbaugh, mother and guardian of Annie May Kelbaugh, a minor, Mrs. Effie Marcom, mother and guardian of Leonard Marcom, a minor, E. A. King, father and guardian of Weldon King, a minor, for personal injuries sustained by said minors through the negligence of Cecil Sears, driver of a State school bus near Cary, Wake County, North Carolina." (Would appropriate $5,000 for benefit of minors as follows: Howard and Essie Williams, $2,000; Annie May Kelbaugh, $1,000; Leonard Marcom, $1,000; and Weldon King, $1,000.) Sent to Committee on Appropriations.

HB 505. (Public) - Pearsall

"To amend chapter 324 of the Public Laws of 1941, which amended chapter 324 of the Public Laws of 1933, known as the North Carolina Fertilizer Law of 1933, as amended." (Provides that guarantee of percentage of water insoluble nitrogen is not required in nitrogen-potash top dressers; strikes out requirement that not less than 35 grades of mixed fertilizer be adopted by the Board of Agriculture with agreement of the Director of the North Carolina Experiment Station, but leaves maximum grades at 50; strikes out the word "not" to correct typographical error and make language conform to intent of the Act.) Sent to Committee on Agriculture.

HB 506. (Local - Durham) - Brawley and Barker

"To regulate the fees for appraisers of homestead and personal property exemptions in Durham County." (Appraiser's fee set at $3 per day, and when both exemptions are claimed, appraisers must lay off both for one fee.) Sent to Committee on Counties, Cities and Towns.

SENATE CALENDAR ACTION

Bills received from the House:

HB 218, Corporate mergers, sent to Committee on Corporations; HB 224, Renewal guardian bonds, sent to Committee on Judiciary No. 2; HB 239, Farm vehicle registration, sent to Committee on Public Roads; HB 280, Currituck--hog cholera, sent to Committee on Agriculture; HB 286, Credit prior service teachers' retirement, sent to Committee on Education; HB 297, Contract hauler trucks, sent to Committee on Public Roads; HB 298, Share the expense autos, sent to Committee on Public Roads; HB 301, Davidson--library tax, sent to Committee on Finance; HB 307, Hybrid seed corn, sent to Committee on Agriculture; HB 314, Deaf school textbooks, sent to Committee on Education; HB 320, Mecklenburg--Charlotte special assessments, sent to Committee on Judiciary No. 2; HB 322, Marginal entry note payment, sent to Committee on Judiciary No. 2.

Bills reported favorably:

SB 28, Extending time renewing vehicle registration one month; SB 170, Cotton storage insurance; SB 175, New Hanover--retirement employees counties, cities and towns, inapplicable to New Hanover County and City of Wilmington; SB 176, Local governmental employees' retirement; SB 181, Definition group life insurance; SB 182, Wilson--general election Wilson municipal officials; SB 183, Iredell--Statesville increased Mayor's court costs; SB 193, Disposition property simultaneous death; SB 188, Service of process in civil actions, as amended; SB 198, Great Smoky Mountains National Park land; SB 199, Edgecombe--duties sheriff, establishment tax collector; SB 203, Custody and administration of official oaths; SB 204, Rowan--advertising county resources; SB 207, Harnett--administering of oaths by police officials; SB 208, Robeson--Town of Lumberton elections; SB 209, Robeson--Board of Commissioners power to change salaries; SB 211, Non-profit hospital service corporations; SB 214, Regulation of aeronautics; HB 131, Guilford--assistant solicitor; HB 164, Workmen's compensation benefits; HB 194, Wilkes--fees in liquor seizure; HB 195, Wilkes--turn-key fee; HB 213, Wilkes--$300 or less due intestate; HB 248, Commissioner of Insurance; HB 255, Validating trustees' deeds; HB 313, Burke--Morganton aldermen's pay; HB 326, Nash--church paving assessments in Rocky Mount; HB 331, Pitt--Winterville elections; HB 334, Carteret--register of deeds' salary; HB 340, Avery--tax collection costs; HB 341, Lee--Jonesboro elections; HB 357, Cumberland--board of education districts; HB 372, Camden--recorder's salary; HB 378, Pitt--Pitt-Greenville airport.

Bills reported unfavorably:

SB 68, County superintendents public welfare, county health officers and game protectors; SB 85, Ditch laws low land drainage; SB 196, Judicial notice of laws other jurisdictions.

Bills re-referred to Committee:

SB 44, Lottery law punishment, to Judiciary No. 1.

Bills passed 2nd reading:

SB 173. Alamance--hospital bonds; SB 179, Richmond--incorporation Town of Norman.

Bills passed 3rd reading:

SB 86, Retired operators cosmetic art certificates; SB 149, City juvenile courts and probation officers.

Bills passed 2nd and 3rd readings:

SB 155, Trustees, etc., investment in insurance, as amended to provide that fiduciaries may, with proper authorization, encroach upon the principal of trust funds to prevent the lapsing of any policy purchased pursuant to the provisions of the Act; SB 212, Gaston--Compensation of Board for additional work performed; HR 492, Petitioning OPA relative to milk prices.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 141, Haywood--Canton corporate limits, sent to Committee on Counties, Cities and Towns; SB 158, Guilford--High Point paving, sent to Committee on Counties, Cities and Towns; SB 159, Guilford--High Point appropriations, sent to Committee on Counties, Cities and Towns; SB 177, Cape Hatteras Commission, to Conservation and Development; SB 206, Harnett--Lillington sale of municipal property, sent to Committee on Counties, Cities and Towns; SR 227, Resolution inviting Madame Chiang Kai Shek, passed three readings; SB 99, Rockingham--Reidsville health ordinances, sent to Committee on Health; SB 122, Warren--charter of Warrenton, sent to Committee on Counties, Cities and Towns; SB 138, Highway Sinking Fund, sent to Committee on Finance; SB 139, Highway Bond Act of 1943, sent to Committee on Finance.

Bills reported favorably:

HB 19, Budget Revenue Bill of 1943, as to Committee Substitute; HB 294, Credit prior service highway employees; HB 376, Macon--commissioners' terms; HB 440, Watauga--Boone municipal election board, as amended; HB 435, High Point hydro-electric payment, as to Committee Substitute; HB 470, Guilford--trackless trolleys; HB 424, Rowan--dog damages; HB 474, Ashe--Walnut Hill Cemetery; HB 422, Death of partner, as amended; HB 317, Copies of process returns; SB 124, Custody of children in divorce.

Bills reported unfavorably:

HB 166, Custody of minors in divorce, as to Committee Substitute; HB 268, Discharge of mortgages; HB 304, Gas tax prosecutions, as to Committee Substitute; HB 448, Election markers.

Bills placed upon table:

SB 47, Pursuit over county line.

Bills indefinitely postponed:

HB 315, Unified directors mental institutions.

Bills re-referred to Committees:

HB 295, Absentee voting members armed forces.

Bills passed 2nd reading:

HB 336, Management mutual burial associations, as amended to provide that bond secured by deed of trust on real estate shall not exceed tax value of real estate, instead of 60% of appraised value.

Bills passed 2nd and 3rd readings:

HR 233, Resolution concerning employers' experience rating system; HB 318, Attestation of bank deeds, as amended to validate deeds so attested in the past with exception of pending litigation, HB 335, Non-feasance recorder's court officials; HB 351, Local unit remittance Teachers Retirement Fund; HB 373, Libel by radio, as amended to clarify language; HB 405, Optometrists' sales tax;

HB 418, Exceptions to referee's report; SB 33, Criminal penalty dog tax; SB 43, Solicitorial Districts; SB 44, Law officers benefit fund, as amended to provide cost not to be taxed for ordinance violation unless warrant issued and served; SB 53, Superior Courts in cities over 35,000; SB 64, Acknowledgments before corporate officers; SB 112, Military land tax remissions.

Bills passed 3rd reading:

SB 45, Highway Patrol retirement election; SB 103, Pitt--Greenville corporate limits; SB 129, Unified directors mental institutions; HB 162, Probate of soldiers' wills; HB 226, Increased bids real estate sales, as amended to reduce minimum increase and deposit from twenty to fifteen dollars.

Next sessions: House and Senate--12:00 Noon, January 17, 1943.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA
P. O. BOX 1657
TELEPHONE 33361
FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 37
February 17, 1943

Sessions: Senate--12:00 noon.
House-- 12:00 noon and 3:30 P.M.

BILLS INTRODUCED: SENATE

SB 228. (Private) - Daniel
"To compensate Sarah Lee Stanley for medical bill as the result of injuries sustained by being struck by a public school bus." (Tayloe Hospital, Inc., to be paid $357.25 from available State funds.) Sent to Committee on Education.

SB 229. (Public) - Daniels
"To require any person authorized by law to perform marriage ceremonies to return the license of marriage to the register of deeds within two days after the celebration of such marriage." (As title indicates.) Sent to Committee on Judiciary No. 1.

SB 230. (Public) - Blythe
"Relating to the registration of birth certificates by amending section 7101 (b) of Volume 2 of the Consolidated Statutes of 1919, as amended." ($1 birth registration fee to be divided equally between the register of deeds of the county of registration and the State Board of Health.) Sent to Committee on Finance.

SB 231. (Private) - Cherry
"For the relief of Bradley Transit Company by refunding deferred payment made for certain motor vehicle tags." (Department of motor vehicles authorized to refund $1,699.32 in repayment of deferred motor contract tags.) Sent to Committee on Public Roads.

SB 232. (Public) - Chaffin
"To amend section 101 of volume 1 of the Consolidated Statutes of North Carolina, which discharges representatives of a decedent from liability for assets paid on claims not presented within twelve months from the date of the first publication of general notice to creditors." (Permits payment of claims to creditors at end of six months after first publication notice, but does not permit distribution to beneficiaries of estate until the end of twelve months.) Sent to Committee on Judiciary No. 1.

SB 233. (Local - Johnson) - Benton
"To incorporate the Town of Benson, define its corporate limits and to provide for its government; to repeal the charter of the present Town of Benson and acts amendatory thereto, except as provided herein." (As title indicates. Biennial elections prescribed beginning Tuesday after first Monday in May, 1943,

for mayor and four commissioners. Primary election procedure prescribed. Board of Commissioners to appoint a registrar of voters, substitute registrar when needed, and two judges of elections, who shall conduct primary and general elections. Election results to be certified to Town Clerk. Election of chairman of Board of Commissioners prescribed from among members. Board to elect a town clerk, chief of police, other police officers, a chief of the fire department, and others. Mayor to receive $50 per month and commissioners $5 for regular and $2 additional for each special meeting. Mayor constituted an inferior court. Board granted power to construct streets, regulate the use of streets and vehicles, and provide for their cleanliness. Board to have power to adopt ordinances for the health, comfort, convenience, good order, better government, and general welfare, and levy taxes and licenses. Annual audit and newspaper publication prescribed. Power granted Board to levy property and poll taxes and require franchises. Fire district limits prescribed. Corporate boundaries extended to include Benson Cemetery property. Procedure in case of action for damages set forth.) Sent to Committee on Counties, Cities and Towns.

SB 234. (Local - Alexander) - Wilson
"To fix the compensation of the county commissioners and members of the Board of Education of Alexander County." ($10 to be paid for attending each regular monthly meeting to County Commissioners and members of Board of Education; $5 for special meetings. Chairman of Board of County Commissioners and Board of Education to receive $12 for attending monthly meetings; $6 for special meetings. Must attend meetings to receive compensation; meetings with pay not to exceed more than one special meeting in any calendar month.) Sent to Committee on Salaries and Fees.

SB 235. (Local - Duplin) - Johnson of Duplin
"To provide the method of selection of the judge and prosecuting attorney of the general county court of Duplin County and to provide for the appointment of an assistant judge and assistant prosecuting attorney for said court." (Judge of general county court to be appointed on the first Monday in December, 1944, and biennially thereafter at not less than $1,500 per annum, payable monthly; prosecuting attorney in same fashion at not less than $1,200 per annum. An assistant judge and prosecuting attorney may be appointed by the Board in the absence of the regular officers, and are to receive the compensation provided for the regular officer concerned during the period of absence, but vacancies are to be filled by the Board. Present judge and prosecuting attorney to hold office until first Monday in December, 1944.) Sent to Committee on Judiciary No. 1.

SB 236. (Local - Duplin) - Johnson of Duplin
"To fix the salaries of certain deputy sheriffs of Duplin County." (First deputy to receive $150 per month plus $25 for use of car; second deputy $100 monthly plus $25; office deputy $100 per month. Payments to be made from general fund.) Sent to Committee on Salaries and Fees.

SB 237. (Local - Iredell) - Mitchell
"To authorize the clerk of the Superior Court of Iredell County to reappoint the commissioners of the Iredell-Rowan Drainage District No. 1, and ratifying actions of said commissioners heretofore appointed." (As title indicates; clerk may also appoint on any succeeding terms and fill vacancies. Commissioners authorized to proceed with collection of delinquent taxes and assessments.) Sent to Committee on Judiciary No. 1.

SB 238. (Local - Iredell) - Mitchell

"To repeal chapter 431 of the Public-Local Laws of 1939, relating to classification for taxation in Iredell County." (Repeals statute relating to the segregation of cotton in bales for the purposes of taxation.) Sent to Committee on Finance.

SB 239. (Public) - Horton

"To amend the School Machinery Act, the same being chapter 358, Public Laws of 1939 as amended." (Provides for election of principals by district committees upon nomination by county superintendent of schools, subject to approval of county board of education. Would extend protection now given by law to contracts of teachers and principals during the term to an indefinite period for all holders of A-grade certificates who have had five years experience, the last three of which must have been in same administrative unit or county school district. Would extend the proviso of section 12 of the Act, that no teacher shall be required to attend summer school, to cover the years 1943 and 1944, and provides that if a teacher is rejected under provisions of section 12, such rejection shall be subject to the approval of the governing authorities of the administrative unit in which teacher is employed. Sets three dollars as the minimum pay for a substitute teacher under section 22. Would allow children reaching age of six by December 31 of any year to be enrolled during first month of school term if proper tests show them to be mentally and physically capable and if there is sufficient space available. Authorizes the State Board of Education to become self-insurer of school buses and school bus equipment; may establish a "School Bus Reserve Fund" not to exceed $40,000; maintenance of fund regulated.) Sent to Committee on Education.

BILLS INTRODUCED: HOUSE

HB 507. (Local - Pender) - Rowe
"To dissolve the corporate charter of the Town of Rocky Point, Pender County, by repealing chapter 175 of the Private Laws of 1921." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 508. (Private) - Rowe
"To authorize the State Department of Agriculture to reimburse Jerry and Mildred Lee for medical and other expenses in automobile collision with cattle belonging to said Department." (Department authorized to investigate and to pay not to exceed $600 if justified.) Sent to Committee on Appropriations.

HB 509. (Public) - Wallace of Lenoir and others
"To authorize the issuance of bonds or notes of the State, when approved by the Governor and Council of State, for refunding or taking up the first mortgage bonds and certain indebtedness of the Atlantic and North Carolina Railroad." (Would authorize the Governor, with the advice of the Council of State, to loan to the Atlantic and N.C. Railroad a sum sufficient to take up railroad's defaulted first mortgage bonds in the face amount of $295,500, with accrued interest at reduced rate of 3% and to refund the note of the railroad now held by the State Sinking Fund, in the amount of $104,900, together with interest at such rate as Governor and Council of State may determine. Money so loaned to be at such interest rate, terms and conditions as may be determined by the Governor and Council of State. Provides appropriation of $451,000 from general fund in order to make loan, and authorizes issuance of State coupon bonds in that amount in such denomination, form, maturities (not exceeding 30 years), and at such interest rate (not exceeding 4%) as may be determined by the Governor and Council of State, the credit of the State being pledged for the payment thereof. Bonds and income therefrom to be exempt from all State, county or municipal taxes. Notes may be issued in lieu of bonds, in discretion of Governor and Council of State.) Sent to Committee on Finance.

HB 510. (Public) - Wallace of Lenoir
"To authorize a loan to the Atlantic and North Carolina Railroad Company if found necessary by the Governor and Council of State for part payment of the cost of the rehabilitation of the roadbed, track and structures and other properties of said railroad, and to authorize the issuance of State bonds to provide for the cost thereof." (Loan not to exceed $200,000 under authorization, upon such terms and conditions as may be determined by the Governor and Council of State. Coupon bonds to provide said funds may be issued in an amount not to exceed $200,000, pledging credit of State, and upon such terms, conditions, maturities (not exceeding 30 years), and interest rate (not exceeding 4%) as may be determined by the Governor and Council of State. Bonds and income therefrom to be exempt from all State, county, municipal taxes. Notes may be issued in lieu of bonds.) Sent to Committee on Finance.

HR 511. (Resolution) - Craig
"Empowering the Governor to appoint a special commission for the purpose of studying the possibilities of the perpetual preservation of the birthplace and homestead of Governor Zebulon Baird Vance." (As indicated. Committee of 8 requested, to make report by July 1, 1944.) Sent to Committee on Judiciary No. 2.

HR 512. (Resolution) - Mosely

"Providing for a commission to study the State Courts." (Governor to appoint commission of 9 by July 1, 1943 to study Superior and inferior courts, but not to study procedural aspects if rule-making power is given Supreme Court by pending bill. To report by October 1, 1944. Members to receive per diem of $10 and expenses.) Sent to Committee on Judiciary No. 2.

HB 513. (Public) - Barker

"To amend chapter 110 of the Consolidated Statutes of 1919, as amended, relating to the granting of injunctions against the illegal practice of optometry." (Board of Examiners in Optometry to apply to Superior Court for injunctive relief against illegal practice.) Sent to Committee on Judiciary No. 1.

HB 514. (Public) - Reynolds

"To amend the School Machinery Act, the same being chapter 358, Public Laws of 1939 as amended." (See SB 239.) Sent to Committee on Education.

HB 515. (Public) - Reynolds

"To prohibit the establishment of secret organizations in the public schools of the State." (As title indicates. Pupils not to be permitted to belong to such organizations.) Sent to Committee on Education.

HB 516. (Local - Rutherford) - Price

"To change the corporate limits of the Town of Rutherfordton." (New corporate limits described. Town Council empowered to divide Town into wards, by ordinance.) Sent to Committee on Counties, Cities and Towns.

HB 517. (Public) - Richardson

"To provide that the Secretary of State shall cause to be published and distributed a volume containing an index to the laws relating to the various counties of the State and the cities and towns therein." (Index to cover sessions from 1915 through 1943. 1,000 copies to be published and distributed, including a copy to each member of the General Assembly. Cost to be paid from Contingency and Emergency Fund, excess copies after official distribution to be sold 50% above cost.) Sent to Committee on Judiciary No. 2.

HB 518. (Public) - Stringfield

"To facilitate the collection of delinquent taxes for 1940 and prior years." (Would prohibit any county from issuing any notes or bonds or borrowing any money for any purpose whatever after June 30, 1945 unless such county shall have: collected 50% of the principal amount of poll and property taxes for 1940 and prior years which constituted liens upon real property and were delinquent on January 1, 1942, or shall have collected a sufficient portion of the principal of such taxes which, added to the principal amount of taxes for which foreclosure proceedings have been instituted, will equal or exceed 50% of the principal amount of such delinquent taxes, unless the issuance of the bonds or notes is necessary to fulfil a plan to adjust or refund the indebtedness of the county pursuant to chapter 258, Public Laws of 1933, approved by the Local Government Commission, and the issuance of such bonds is approved by popular vote as provided in the County Finance Act.) Sent to Committee on Judiciary No.2.

HB 519. (Local - Cumberland) - Cook and Stringfield

"To amend chapter 609 of the Public-Local Laws of 1939, relating to the Civil Service Commission for the Police Department of the City of Fayetteville." (Amendments would: Forbid members of commission from becoming sureties for a fee on bail bonds originating from the police force; permit Commission to sue or be sued; provide for appointment of chief of police by the board of aldermen, subject to approval of the commission, the chief of police not to be suspended, demoted, discharged or fined by the board except for cause and with approval of the commission; raise the age limit for appointment to the police force from 35 to 45; provide for the certification of 2 instead of 5 eligibles in case of a vacancy; require observance of same rules in disciplining chief of police as for other officers; "freeze the wage scale in police department as of date of ratification of the bill, not be be changed except with approval of the commission.) Sent to Committee on Judiciary No. 2.

HB 520. (Local-Person) - Burns
"To amend chapter 348 of the Public-Local Laws of 1925 relating to the office of treasurer of Person County so as to provide for the election of a treasurer for Person County for a term of 4 years rather than for a term of 2 years." (As indicated; to begin with the election of 1944.) Sent to Committee on Counties, Cities and Towns.

HB 521. (Local - Onslow) - Arthur
"To amend chapter 321 of the Public Laws of 1941, relating to the terms of the Superior Courts in the 6th Judicial District, to provide for a civil and criminal term in Onslow County in May of each year." (Changes term from criminal to a mixed term.) Sent to Committee on Courts and Judicial Districts.

HB 522. (Local - Columbus) - Avant
"To amend chapter 405 of the Public Laws of 1939, relating to the prohibition of the sale of beer and wine in certain governmental units, so as to make said chapter apply to the Town of Cerro Gordo." (Would permit governing board to decline to issue "on premises" licenses.) Sent to Committee on Finance.

HB 523. (Public) - Tompkins
"To provide for local self-government in the sale of beer and wine." (Would require county board of elections in any county to call an election on question of sale of beverages with higher alcoholic content than ½%, upon written request of county commissioners or petition signed by 15% of voters who voted in last Gubernatorial election. Election not to be held within 60 days of a biennial election, nor more often than one in three years in a county.) Sent to Committee on Finance.

HB 524. (Public) - Allen, Arch T.
"To appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense." (As title indicates - the Omnibus School Boards Bill. Members of boards of the several counties named, and terms of offices set out. State School Fund to bear per diem of members of boards when board does not exceed 5 members. Members in excess of 5 to be at expense of county school funds.) Sent to Committee on Education.

HB 525. (Public) - Allen, Arch T.
"To amend section 76 of the Consolidated Statutes of North Carolina to permit heirs and devisees to convey real estate after the personal representative of the decedent has filed his final account." (Would amend section to make such conveyances void as to creditors and personal representatives if made within 1 year of decedent's death, but valid even as to creditors if made to a bona fide purchaser for value if the personal representative has, subsequent to one year after qualification, filed his final report showing proper publication of notice and report has been duly audited and recorded by the clerk. In case of nonresident decedent, conveyance not to be valid unless made after two years from grant of letters, but if no letters granted, conveyances valid if made 5 years from death of nonresident decedent.) Sent to Committee on Judiciary No. 1.

HB 526. (Local - Burke) - Stoney

"To authorize the board of commissioners of Burke County to procure liability insurance for certain automobiles used in official business." (Authorized to cover cars used by the sheriff, first deputy sheriff, rural policemen, tax collector and tax supervisor, whether privately or publicly owned, while being operated in discharge of official duties, with limitations on liability not to exceed $5,000 and $10,000, premiums to be paid from the general fund.) Sent to Committee on Counties, Cities and Towns.

HB 527. (Local - Rowan) - Uzzell

"To amend chapter 382 of the Private Laws of 1911 of North Carolina, relating to the compensation of members of board of aldermen, of the Town of Spencer in Rowan County." (Would increase maximum compensation from $50 to $100 each per annum.) Sent to Committee on Counties, Cities and Towns.

HB 528. See following HB 542.

HB 529. (Local - Davie) - Alexander

"To provide for additional clerk hire in the offices of the Clerk of the Superior Court and Register of Deeds of Davie County." (Authorizes additional expenditure in each office of $50 per month for clerk hire.) Sent to Committee on Counties, Cities and Towns.

HB 530. (Local - Bertie) - Spruill

"To provide for the nomination and election of a mayor and commissioners for the Town of Windsor." (Candidates for mayor and commissioners to be nominated in primary to be held the second Tuesday preceding each municipal election. Candidates to file with City Clerk at least 10 days prior to primary date, and pay filing fee of $2, and City Clerk to prepare and distribute ballots in accordance with Australian ballot system. Powers and functions of county board of elections are conferred upon city clerk and commissioners for municipal election purposes. Terms to be for 2 years, beginning on first Monday in June following election.) Sent to Committee on Counties, Cities and Towns.

HB 531. (Local - Bertie) - Spruill

"To provide for a maximum tax rate of 60¢ on the $100 in the Town of Kelford and to validate tax rates heretofore levied." (As indicated. Validates tax rates heretofore levied not in excess of 50¢.) Sent to Committee on Counties, Cities and Towns.

HB 532. (Public) - Deal

"To amend section 27 of chapter 358 of the Public Laws of 1939, the School Machinery Act, to increase the salary of adult school bus drivers." (As indicated; salary not to exceed $25 per month.) Sent to Committee on Education.

HB 533. (Local - Guilford) - Turner of Guilford

"To amend chapter 699 of the Public-Local Laws of 1927, relating to the removal of cases from the High Point Municipal Court to the Superior Court." (Provides that all action instituted in the High Point Municipal Court by the City of High Point shall be moved to the Superior Court upon motion of the defendant.) Sent to Committee on Judiciary No. 1.

HB 534. (Public) - Davis

"To amend section 5899, Volume 2, Consolidated Statutes of 1919, relating to the admission of persons to the Caswell Training School." (Would provide for admission of children to the Caswell Training School without consent of the parents, guardian or other custodian upon an application signed by the County Welfare Officer accompanied by an order of a judge of a Juvenile or Superior Court finding as a fact that the child is mentally defective and not receiving proper care, such order to be entered after a hearing upon notice to the parent, guardian or other custodian of the child, the hearing to be instituted by petition of the County Welfare Officer.) Sent to Committee on Mental Institutions.

HB 535. (Local - Anson) - Blalock
"To fix the salaries of the sheriff, the clerk of court, and the register of deeds of Anson County." (Sheriff to receive $4,200 per annum, clerk to receive $3,600 per annum, and register of deeds to receive $2,400 per annum in addition to sum to be fixed by commissioners for services as clerk to the board. All salaries to be in lieu of all fees, and when salaries become effective, supplies and office help shall be furnished by the County, except sheriff shall furnish his own office help. To become effective upon expiration of present terms, but incumbents may elect to be paid in accordance with the bill before the expiration of present terms.) Sent to Committee on Salaries and Fees.

HB 536. (Local - Richmond) - Greene of Richmond
"To amend chapter 357 of the Public Laws of 1939 and to repeal sections 2 and 3 of chapter 60 of the Public Laws of 1941, relative to the election of a judge and solicitor for the Richmond Special County Court and the jurisdiction of said Court." (Provides for the nomination and election of the judge and solicitor at the same time and in the same manner as other elective officers of the county, except that voters of Marks Creek Township shall not be permitted to vote in primary or election as to the judge and solicitor. The Court to have no jurisdiction of crimes committed in Marks Creek Township.) Sent to Committee on Counties, Cities and Towns.

HB 537. (Local - Brunswick) - McLamb
"To reduce the term of office of the judge of the Recorder's Court of Brunswick County from 4 to 2 years, to fix the salary of the said judge and to repeal chapter 327 of the Public-Local Laws of 1939." (Judge to be elected for 2-year terms beginning with election of 1946. Salary fixed at not less than $50 nor more than $100 per month, in the discretion of the county commissioners.) Sent to Committee on Counties, Cities and Towns.

HB 538. (Local - Brunswick) - McLamb
"To reduce the term of office of the county commissioners of Brunswick County from 4 to 2 years and to repeal chapter 386 of the Public-Local Laws of 1939." (To be elected for 2-year terms beginning with the election of 1946.) Sent to Committee on Counties, Cities and Towns.

HB 539. (Local - Pasquotank) - Midgett
"To facilitate the disposition and sale of property acquired by Pasquotank County and the City of Elizabeth City at tax foreclosure sales." (Provides that the county and city may sell such property at private sale and execute deeds without warranty of title or liability for defects, and to apportion proceeds of sale between the county and city when the property is subject to liens or charges of both, or owned by one and subject to taxes of the other unit.) Sent to Committee on Judiciary No. 1.

HB 540. (Local - Pasquotank) - Midgett
"To regulate the expenditure of law enforcement funds by the Pasquotank County Alcoholic Beverages Control Board." (May expend the enforcement funds by employing enforcement officers, or in cooperation with the sheriff or police department of Elizabeth City in paying part or all of the salaries of designated deputies or police officers.) Sent to Committee on Counties, Cities and Towns.

HB 541. (Local - Madison) - Hutchins

"To amend section 1 of chapter 48 of the Public-Local Laws of 1931, to place the register of deeds on a salary basis." (Would fix salary of the register of deeds of Madison County at $2,400 per annum, in lieu of all fees, to become effective July 1, 1943.) Sent to Committee on Salaries and Fees.

HB 542. (Public) - Bost

"To authorize the Governor and Secretary of State to execute a deed reconveying real estate erroneously conveyed to Stonewall Jackson Manual Training and Industrial School by J. T. Kennedy." (Deed to be executed if Governor and Secretary of State find the parcel of real estate in question was, by mutual mistake, erroneously conveyed in a deed of Kennedy to the school.) Sent to Committee on Judiciary No. 1.

HB 528. (Public) - Stewart and Edwards of Greene

"To provide a system of compensation to school children of North Carolina for injuries or death caused by school bus accidents, and to provide for payment of such compensation." (Would authorize State Board of Education to set up system for compensation in addition to compensation for medical and funeral expenses, and to procure liability insurance to cover its liability or become a self-insurer and set up in its budget a sum deemed to be sufficient to cover claims. Recoveries to be by the parent, guardian or personal representative for the benefit of the child or the parents or next-of-kin in case of death, upon proof submitted under rules of the State Board of Education. Schedule of awards for specific injuries set out, graduated up to $2,500 for death. Appeals from award may be made to the Board, and from the Board to the Superior Court upon matters of law. Right of compensation barred unless claims filed with the State Board of Education within 1 year of accident, or within 1 year from death resulting from the accident.) Sent to Committee on Judiciary No. 2.

SENATE CALENDAR ACTION

Bills received from the House:

SB 44, Increased court costs benefit officers fund, placed on calendar for concurrence in House amendments; HB 162, Probate soldiers' wills, sent to Committee on Judiciary No. 1; HB 279, Reinvestment proceeds contingent remainder sales, sent to Committee on Finance; HB 306, Log measurement, sent to Committee on Agriculture; HB 310, Bank lending limitation, sent to Committee on Banks and Currency; HR 333, Resolution--employers experience rating, sent to Committee on Unemployment Compensation; HB 335, Nonfeasance recorders' court officers, sent to Committee on Courts and Judicial Districts; HB 351, Local unit remittance to Teachers' Retirement Fund, sent to Committee on Education; HB 405, Optometrists' sales tax, sent to Committee on Finance; HB 418, Exceptions to referee's report, sent to Committee on Judiciary No. 1.

Bills reported favorably:

SB 54, Nine months school term, as amended; SB 123, Domestic relations courts; SB 145, Iredell--Statesville Mayor's court jurisdiction; SB 154, Governor's emergency war powers; SB 169, Brunswick--county accountant; SB 171, Alamance--war veteran memorial and cemetery; SB 172, Alamance--Trustees Alamance County Public Hospital; SB 184, Moore--compensation Superior Court clerk and register of deeds; SB 185, Rutherford--salaries of appointive employees; SB 205, Validating corporate acknowledgments; SB 210, Apportionment of federal estate taxes; SB 213, Registration military discharges; SB 216, Alamance--War bonus to employees; SB 218, Superior Court clerk's papers; SB 221, Brunswick--delinquent taxpayers adjustments; SB 222, Blind Commission powers and duties; SB 224, Richmond--Country Club Commission incorporation; SB 226, Alamance--Defense Council Medical Corps expenses; HB 40, Acknowledgment of instruments before military officers; HB 41, Depositions before military officers; HB 140, Avery--court terms; HB 168, Admission of Indians at Morganton; HB 223, Age limits State Guard; HB 224, Renewal guardian bonds; HB 237, Veterans' employment preference; HB 257, Corporate acknowledgment; HB 260, Jury duty radio workers, as amended; HB 261, Martin--juror fees; HB 264, Cleveland--Kings Mountain Recorder's Court; HB 271, Members armed forces, University Trustees; HB 274, Bladen--salaries of certain officers; HB 288, Tyrrell--recorder's court jury; HB 293, New Hanover--Wilmington constable; HB 311, Warren--recorder's court jurors; HB 316, Hertford--jailor's allowance; HB 332, Clay--accountant's salary; HB 345, Franklin--register of deeds' salary; HB 353, Rockingham--Reidsville airport; HB 367, Washington--recorder's court jury fees; HB 380, Bertie--dog damage; HB 431, Caldwell--Superior Court clerk fees as clerk recorder's court; HB 344, Franklin--deputy sheriff's salary.

Bills reported unfavorably:

HB 32, Currituck--publication of minutes, County Commissioners; HB 93, Gates--sale of real estate to make assets; HB 102, Clerks Superior Courts statistical reports; HB 122, Vance--jury trial in inferior courts; HB 320, Mecklenburg--Charlotte special assessments; HB 322, Marginal entry note payment.

Bills placed on calendar from unfavorable caldndar:

HB 320, Mecklenburg--Charlotte special assessments.

Bills passed 2nd reading:

SB 29, State Board of Education Constitutional Amendment, as to Committee Substitute which provides for eight Board of Education districts and further regulates representation on the Board; SB 66, Halifax--Weldon cemetery commission, as to committee substitute clarifying the act; SB 175, New Hanover--Retirement employees counties, cities and towns, inapplicable to New Hanover County and City of Wilmington; SB 176, Local governmental employees' retirement; SB 182, Wilson--general election municipal officials; SB 183, Iredell--Statesville increased Mayor's court costs.

Bills passed 3rd reading:

SB 173, Alamance--hospital bonds; SB 179, Richmond--incorporation Town of Norman.

Bills passed 2nd and 3rd reading:

SB 28, Extending time renewing vehicle registration one month; SB 170, Cotton storage insurance; SB 181, Definition group insurance; SB 188, Service of process in civil actions, as amended to clarify the bill; SB 193, Disposition property simultaneous death; SB 198, Great Smoky Mountains National Park land; SB 199, Edgecombe--duties sheriff, establishment tax collector; SB 203, Secretary of State custody and administration of official oaths; SB 204, Rowan--advertising resources; SB 207, Harnett--Lillington municipal property sale; SB 208, Robeson--Town of Lumberton elections; SB 209, Robeson--adjusting salaries; SB 211, Incorporation non-profit hospital service corporations; SB 214, Regulation aeronautics; HB 131, Guilford--assistant solicitor; HB 164, Workmen's compensation benefits; HB 194, Wilkes--fees in liquor seizure; HB 195, Wilkes, turn-key fee; HB 213, Wilkes--$300 or less due intestate; HB 248, Commissioner of Insurance; HB 313, Burke--Morganton alderman pay; HB 326, Nash--church paving assessments in Rocky Mount; HB 331, Pitt--Winterville elections; HB 334, Carteret-- register of deeds' salary; HB 340, Avery--tax collection costs; HB 341, Lee--Jonesboro elections; HB 357, Cumberland--Board of Education districts; HB 372, Camden--recorder's salary; HB 374, Registration cosmetic art students.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 27, Teachers Retirement System amendment, sent to Committee on Judiciary No. 2; SB 86, Retired cosmeticians' certificates, sent to Committee on Judiciary No. 1; SB 149, City juvenile courts and probation officers, sent to Committee on Judiciary No. 2; SB 151, State bird, sent to Committee on Propositions and Grievances; SB 212, Gaston--compensation for additional duties commissioners, sent to Committee on Salaries and Fees.

Bills reported favorably:

HB 15, Teachers' sick leave, as amended; HB 46, Currituck--county officers' bonds; HB 192, Rutherford--Rutherfordton mayor and commissioners; HB 121, Nine months school term, as amended; HB 196, Brunswick--sale of county property, as amended; HB 287, Gaston--Bessemer City property; HB 454, Franklin--tax penalties Louisburg, Bunn and Younsville; HB 456, Union--compensation cotton weighers; HB 458, Mitchell--auditing county funds; HB 460, Lenoir--compensation Kinston mayor and aldermen; HB 309, Currituck--public property insurance, as amended; HB 319, Mecklenburg--Huntersville police jurisdiction; HB 328, Chatham--sheriff's tax sales; HB 337, Jones--C.S.C. compensation; HB 463, Currituck--water survey; HB 464, Currituck--stock law; HB 465, Currituck--official bonds; HB 343, Stanly--publication of commissioners' minutes; HB 355, Transylvania--delinquent tax collection; HB 356, Transylvania--delinquent taxes to general fund; HB 358, Onslow--Jacksonville cemetery tax; HB 359, Onslow--disposition back tax collections; HB 360, Onslow--Jacksonville political wards; HB 362, Guilford--Greensboro special assessments; HB 366, Washington--county treasurer; HB 382, Bertie--validating tax levy; HB 384, Bertie--sheriff and jailer; HB 390, Transylvania--Transylvania-Brevard tax collection; HB 392, Franklin--election of accountant; HB 401, Gaston--Victory school tax election; HB 408, McDowell--county law library; HB 419, Jones--enforcement officers fees; HB 426, Caswell--clerical help tax collector; HB 438, Anson--rural policemen; HB 439, Anson--adjustment delinquent taxes; HB 441, Sampson--tax for jail repairs; HB 443, Sampson--mileage chairman of commissioners;

HB 427, Caswell--sanitary districts; HB 428, Person--commissioners as treasurer and clerk; HB 432, Caldwell--salaries of recorder's court officials; HB 433, Caldwell--taxes for 1931 and prior years barred, as amended; HB 446, Northampton--duties public officers; HB 447, Northampton--library tax; HB 449, Wayne--Goldsboro corporate limits extension; HB 451, Hoke--office of mayor and commissioners; HB 354, Cancellation court terms, as to Committee Substitute; HB 394, Franklin--recorder's court jurisdiction; HB 399, Guilford--Greensboro municipal-county court; HB 402, Robeson--removal recorders' courts officials; HB 403, Robeson--removal of causes in recorders' courts; HB 409, Union--Monroe recorder's court salaries, as amended; HB 410, Greene--court reporter; HB 272, Increasing benefits Workmen's Compensation, as amended; HB 397, Insurance agent license, as amended; HB 423, Insurance companies' real estate; HB 116, Housing authorities, as amended; HB 254, Labor liens, as amended; HB 278, Director of probation; HB 299, Driver's license age, as to Committee Substitute; HB 347, Industrial bank loan fee; HB 369, Archives and history; HB 246, Detective agencies collecting accounts; HB 471, Real estate conveyances by heirs and devisees; HB 484, Franklin--Louisburg property; HB 412, Private commercial cemeteries, as amended; HB 461, Specifications for electrical installations, as to Committee Substitute; HB 497, Cumberland--professional bondsmen; HB 308, Hog cholera, as to Committee Substitute; HB 302, Davidson--deputies' salaries; HB 383, Bertie--commissioners' salaries; HB 393, Franklin--sheriff's salary; HB 395, Franklin--salary C.S.C.; HB 400, Rutherford--commissioners' pay; HB 404, Robeson--Fairmont officials' salaries; HB 420, Guilford--fees in foreclosures; HB 430, Carteret--register of deeds' fees; HB 437, Pasquotank--C.S.C. salary; HB 444, Sampson--commissioners' compensation; HB 445, Sampson--register of deeds' clerks; HB 450, Washington--judge juvenile court salary; HB 455, Union--salary deputy register of deeds; HB 457, Mitchell--compensation register of deeds; HB 459, Lenoir--commissioners' compensation; HB 462, Currituck--sheriff's salary; HB 480, Northampton--jailer's salary; HB 496, Surry--surveyor's compensation; SB 48, Greene--reports clerk Superior Court; SB 56, Forsyth--salary C.S.C.; SB 73, Cabarrus--Concord cemetery commission; SB 80, Buncombe--Asheville library board; SB 81, Wilson--clerk to county commissioners; SB 101, Rockingham--salaries deputy clerk Superior Court; SB 131, Stanly--compensation Albemarle commissioners; SB 140, Cleveland--Mooresboro dissolution; SB 153, Montgomery--commissioners' terms; SB 157, Robeson--commissioner district No. 6; SB 89, Distribution General Statutes; SB 100, Rockingham--Reidsville recorder's court; SB 128, Haywood--Canton police jurisdiction; SB 177, Cape Hatteras Commission; SB 91, Appalachian S. T. C.; SB 15, Heirs' certificates of title, as amended; SB 133, Mecklenburg--treasurer's terms; SB 143, Durham--salaries public officials.

Bills reported unfavorably:

HB 466, Currituck--nomination members Board of Education; HB 374, Registration cosmetic art students; HB 133, University trustees; HB 58, Private examination married women; HB 385, Judge's instructions in writing.

Bills re-referred to Committees:

HB 15, Teachers' sick leave, to Appropriations; HB 278, Director of probation, to Appropriations; HB 432, Caldwell--salaries of recorder's court officials; HB 308, Hog cholera, Committee Substitute, to Approporations; HB 317, Copies of returned civil process, to Judiciary No. 2.

Bills passed 2nd and 3rd reading:

HB 100, Entry of C.S.C. judgments on any day, as amended to add new section $4\frac{1}{2}$, to provide that docket must show date, hour and minute of filing, new section to become effective on April 1st, 1943, other sections upon ratification; HB 294, Prior service Highway and Public Works employees; HB 376, Macon--commissioners' terms; HB 424, Rowan--dog damages; HB 435, Payment of contractors High Point dam project, as to Committee Substitute which removed maximum amounts payable set out in original bill; HB 470, Guilford--Greensboro trackless trolleys; HB 474 Ashe--Walnut Hill cemetery.

Bills passed 3rd reading:

HB 336, Management mutual burial associations, as amended.

BILLS RATIFIED

SB 33, Eliminating dog tax criminal penalty; SB 45, State Highway Patrol retirement; SB 53, Sessions Superior Courts, cities 35, 000; SB 82, Free privilege licenses blind veterans; SB 98, Gasoline tax refunds; SB 103, Pitt--corporate limits Greenville; SB 104, Halifax--Roanoke Rapids tax rate; SB 108, Forsyth--Tubercular Hospital tax; SB 112, County 1943 military land tax remission; SB 206, Harnett--Sale municipal property Lillington; SR 227, Resolution--Inviting Madam Chiang Kai-Shek to appear; HB 74, Pender--Caswell and Columbia Township bond assumption; HB 207, Randolph--Quadrennial assessments; HB 208, Surry--Tax supervisor; HB 252, Trustees Negro A. & T. College; HB 258, Onslow--Jacksonville corporate limits; HR 492, Petitioning OPA relative to milk prices.

Next sessions; Senate 11:00 A. M.
House 11:30 A. M., February 18, 1943

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 38
February 18, 1943

Sessions: Senate--11:00 A.M.; House--11:30 A.M.

BILLS INTRODUCED: SENATE

SB 240. (Public) - Carlyle

"To require each state agency of the State of North Carolina which has been created by statute and exercises regulatory, administrative or semi-judicial functions, to file with the Secretary of State, copies of administrative rules and regulations or rules of practice and procedure and amendments thereto." (Rules to be filed on or before June 1, 1943, with the Secretary of State; subsequent rules also to be immediately filed. Secretary of State to stamp each rule and regulation as filed, showing the date. Rules and regulations to be available to any member of the public and Secretary of State to supply copies to the commission appointed to study administrative agencies and procedure.) Sent to Committee on Judiciary No. 1.

SB 241. (Public) - Carlyle

"To provide compensation for attendance upon meetings of the members of the Commission created by Resolutions 27 and 34 of the General Assembly of 1941." (Members of the Commission appointed to study administrative agencies and procedure receive $7 per day for attending meetings and also expenses for hotel and travel.) Sent to Committee on Appropriations.

SB 242. (Local - Columbus) - Harrelson

"To amend chapter 305 of the Public-Local Laws of 1935 providing for adjustment of delinquent taxes by making said chapter applicable to municipalities in Columbus County." (As title indicates; period prior to which back taxes are to be adjusted moved up from 1932 to 1937. Prior adjustments ratified.) Sent to Committee on Counties, Cities and Towns.

SB 243. (Local - Columbus) - Harrelson

"To regulate the salaries of officials and employees of Columbus County." (Sheriff to be paid from $2,700-$3,000, in discretion of Board of Commissioners, payable monthly; register of deeds to be paid $2,400-$2,700; clerk of Superior Court to be paid $2,280-$2,700 in addition to salary as juvenile judge and clerk of the Recorder's Court; assistant clerk $2,100-$2,400; judge of Recorder's Court $1,500-$2,400; Board of Commissioners to provide for the employment of other officers and clerical help and fix their salaries in the annual budget.) Sent to Committee on Salaries and Fees.

SB 244. (Local - Columbus) - Harrelson
"To amend section 1443 of the Consolidated Statutes of 1919 to change the terms of Superior Court in Columbus County." (Superior Court terms changed: Fifth Monday before the first Monday in March, two weeks criminal term; second Monday before the first Monday in March, two weeks civil term; ninth Monday after the first Monday in March, one week criminal term; fifteenth Monday after the first Monday in March, two weeks mixed term; first Monday in September, one week criminal term; fourth Monday after the first Monday in September, two weeks civil term; eleventh Monday after the first Monday in September, one week criminal term; twelfth Monday after the first Monday in September, two weeks civil term. Courts to be held by the judge regularly assigned to hold the courts of the Eighth Judicial District.) Sent to Committee on Courts and Judicial Districts.

SB 245. (Local - Columbus) - Harrelson
"To repeal chapter 327 of the Public-Local Laws of 1935 relating to time of sale of land for taxes in Columbus County." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

SB 246. (Local - Iredell) - Mitchell
"To extend the terms of office of the county commissioners, the register of deeds, the recorder and the solicitor of the Iredell County Recorder's Court to December, 1946, and to provide for four year terms thereafter." (As title indicates; extended to first Monday in December.) Sent to Committee on Counties, Cities and Towns.

SB 247. (Local - Iredell) - Mitchell
"To change the term of office of the mayor of the City of Statesville from two years to four years." (As title indicates; to begin four year term after next city election.) Sent to Committee on Counties, Cities and Towns.

SB 248. (Public) - McKee and others
"To place the North Carolina Symphony Society, Incorporated, under the patronage and control of the State, and to authorize the Governor and Council of State to make an allotment from the Contingency and Emergency Fund in aid thereof." (Governing body to be a sixteen-member board of directors; Governor and Superintendent of Public Instruction to be ex officio members. Governor to name four, and others to be elected by Society. Powers and duties of board set out; Governor and Council authorized to allot $2,000 a year to aid in carrying on activities of Society.) Sent to Committee on Appropriations.

SB 249. (Public) - O'Berry and Taylor
"To amend chapter 2, Public Laws of 1929, relating to the allowance of traveling expenses to the Lieutenant Governor." (To be allowed $600 per year as traveling expenses.) Sent to Committee on Appropriations.

SB 250. (Local - Richmond) - Cole
"To authorize the Board of Commissioners of the Town of Hoffman in their discretion to refuse to issue licenses to applicants for licenses to sell beer and wine." (As title indicates.) Sent to Committee on Propositions and Grievances.

SB 251. (Local - Cabarrus) - Palmer
"To repeal chapter 95 of the Public-Local Laws of 1919 relative to the compensation of the cotton weigher of Cabarrus County and to amend chapter 238 of the Public Laws of 1895 so as to fix the compensation of said cotton weigher." (To receive $525 per year, plus 20¢ per bale for every bale weighed

at platform in Concord, this charge to be a lien upon the cotton until paid. Weigher may appoint deputy for certain months; County Commissioners authorized to abolish office of cotton weigher by proper resolution.) Placed on calendar.

SB 252. (Local - Anson) - Taylor
"To prohibit the sale of wine or beer within the corporate limits of the Town of Ansonville in Anson County." (As title indicates.) Sent to Committee on Propositions and Grievances.

SB 253. (Local - Anson) - Taylor
"To prohibit the sale of wine or beer within the corporate limits of the Town of Lilesville in Anson County." (As title indicates.) Sent to Committee on Propositions and Grievances.

BILLS INTRODUCED: HOUSE

HR 543. (Resolution) - Quinn and others
"Memorializing Captain W. Moore Wicker, killed in action in Northern Africa." (As title indicates.) Passed 3 readings and sent to Senate.

HR 544. (Resolution) - Hancock and others
"Indorsing the Pharmacy Corps Bill, H.R. 997, S.216, to create a Pharmacy Corps in the United States Army, now pending in the Congress of the United States." (As indicated.) Passed 3 readings and sent to the Senate.

HB 545. (Local - Guilford) - Shreve
"To amend chapter 144 of the Public-Local and Private Laws of 1937 and chapter 231 of the Public-Local and Private Laws of 1939, relating to the Civil Service Commission of the City of High Point." (Would provide the governing body of the city could not reduce the personnel of such departments, divisions, bureaus or commissions at any time after ratification of the Act by more than 15% of such personnel at time of the ratification of the Act. Members to be appointed for terms of 1,2,3,4 and 5 years. Provides for full time secretary at salary of not less than $200 per month. Excludes non-skilled laborers such as elevator operators and janitors from jurisdiction of the Commission. Removes qualification of right of suffrage. Makes other changes with respect to types of examination, notice, certification of eligibles, appointment, appeals from lay-offs, etc. Employees granted leave of absence to enter the armed forces, to be re-instated if such employee is physically able to perform his work and reports for duty within 40 days after discharge from service.) Sent to Committee on Judiciary No. 1.

HB 546. (Local - Guilford) - Moseley
"To amend chapter 144 of the Public-Local and Private Laws of 1937 and chapter 231 of the Public-Local and Private Laws of 1939, relating to the Civil Service Commission of the City of High Point." (Amending Act creating Civil Service Commission of the City of High Point. Similar to HB 545 above.) Sent to Committee on Judiciary No. 2.

HB 547. (Public) - Reynolds
"To amend chapter 422 of the Public Laws of 1935, relative to the rental system for textbooks used in the Public Schools of the State." (Would permit the Governor, with approval of Council of State, to transfer excess funds in textbook rental fund to the General Fund of the State to be used for the purchase of free textbooks.) Sent to Committee on Education.

HB 548. (Public) - Mrs. Cover and others
"To provide a pension of $30 per month for all teachers who have attained the age of 65 years, who are not eligible for membership in the Teachers and State Employees Retirement system, who have taught in the Public School System of the State for at least 20 years, and who are not engaged in some gainful occupation." (As title indicates. Applies to persons so employed at any time prior to February 17, 1941. To be under the supervision of Teachers and State Employees Retirement System. Additional appropriation of $54,000 for each year of coming biennium would be provided. No benefit payments to start before July 1, 1943.) Sent to Committee on Appropriations.

HB 549. (Local - Yadkin) - Long
"To prohibit the operation of pool tables in public places and public moving picture shows in Yadkin County during certain hours." (As indicated said activities to be prohibited between 12:01 A.M. Sunday and 6:00 A.M. Monday) Sent to Committee on Judiciary No. 1.

HB 550. (Local - Yadkin) - Long
"To repeal chapter 148 of the Public-Local Laws of 1939 entitled 'An Act to provide for the nomination and election of the County Commissioners of Yadkin County'." (Repeals act dividing Yadkin County and five Commissioners districts.) Sent to Committee on Counties, Cities and Towns.

HB 551. (Local - Johnston) - Wallace of Johnston and Fulghum
"Adopting a standard form of agricultural lien and chattel mortgage, chattel mortgage, and title note, and filing the fees for recording same in Johnston County." (As title indicates. Forms set out fees of such instruments on prescribed forms to be 10 cents for Clerk and 30 cents for registration. Fees for recording instruments on other forms to be the same as now prescribed but may be lowered in discretion of County Commissioners but not to be less than 50 cents. Fees for instruments of Production Credit Associations and Government Emergency Crop and Feed Loans to be governed by C.S. 3904(a).) Sent to Committee on Judiciary No. 2.

HB 552. (Local - Johnston) Wallace of Johnston and Fulghum
"Validating a new index and cross index system for Real Estate Records from 1746 through 1939 in the Office of the Register of Deeds for Johnston County." (As indicated. New index system made official but register of deeds not answerable for errors. Old books to be kept in office for inspection of interested parties.) Sent to Committee on Judiciary No. 2.

HB 553. (Public) - Tonissen and others
"To amend chapter 261 of the Public Laws of 1927, as amended, the same being an act to provide uniform weights and measures, and to amend section 5085 of the Consolidated Statutes of North Carolina relating to cotton weighing." (Standards to be approved by the Department of Agriculture. Section 4, relating to bond of the superintendent of weights and measures, is repealed. Misleading ads or labels prohibited. C.S. 5085 amended to provide for deductions in cotton weighing for dirt, water or foreign matter, but gross weight and deductions to be shown on the ticket.) Sent to Committee on Agriculture.

HB 554. (Local - Randolph) - Ferree
"To amend chapter 159, Public Laws of 1939, by making absentee voting inapplicable to the election of County and Township officials in Randolph County." (As title indicates.) Sent to Committee on Elections and Election Laws.

HB 555. (Public) - Richardson and Taylor
"To amend sections 1661 and 1659 of the Consolidated Statutes, and chapter 100 of the Public Laws of 1937 (1659a), to change the residence requirement for divorce from one year to six months." (As title indicates.) Sent to Committee on Judiciary No. 1.

HB 556. (Local - Union) - Richardson
"To amend section 1443 of the Consolidated Statutes of 1919, as amended, relating to the several terms of Superior Court for Union County." (Would provide mixed terms of 2 weeks beginning second Monday before the first Monday in March, for 1 week beginning the ninth Monday after the first Monday in March, for 2 weeks beginning the second Monday before the first Monday in September,

and for 2 weeks beginning the sixth Monday after the first Monday in September. County Commissioners may cancel a criminal term if docket is insufficient to justify holding it, and may likewise cancel a civil term or part of a term upon recommendation of the county bar ass'n.) Sent to Committee on Courts and Judicial Districts.

HB 557. (Public - New Hanover) - Kermon

"To amend Section 934 of the Consolidated Statutes, providing for appointment of two Assistant Clerks of the Superior Court of New Hanover County." (Repeals C.S. 934(a) and rewrites section to provide that any clerk of the Superior Court, with the approval of the resident judge, may appoint 2, instead of 1, assistant clerks. The additional assistant clerk would receive not less than $150 per month, to be paid by the New Hanover County Commissioners.) Sent to Committee on Courts and Judicial Districts.

HB 558. (Local - New Hanover) - Kermon

"To amend Section 1681 of the Consolidated Statutes of North Carolina, and to exempt New Hanover County from certain of the provisions thereof." (Would exempt Commissioners of New Hanover from paying for damages caused by dogs, out of the dog tax, and seeking reimbursement from the owners of the dogs.) Sent to Committee on Judiciary No. 1.

HB 559. (Local - New Hanover) - Kermon

"To amend the charter of the Town of Wrightsville Beach." (Governor to appoint a mayor and 4 aldermen every 2 years upon recommendations resulting from the mailing of ballots to freeholders of the Town and to residents and the tabulation of returns by the chairman of the New Hanover Board of Elections. To be determined by a plurality. Two of the aldermen must be legal residents, and 3 must be freeholders. Vacancies to be filled by Gubernatorial appointment upon recommendation of remaining aldermen. Chairman of Board of Elections to receive $25 for canvassing returns, to be paid by the Town.) Sent to Committee on Counties, Cities and Towns.

HB 560. (Local - Rutherford) - Price

"To amend chapter 289 of the Public-Local Laws of 1941 regulating the sheriff's department of Rutherford County, to provide for payment of salaries and expenses of Deputy Sheriffs." (Ch. 289, sec. 3, Public-Local Laws of 1941 amended by striking out the period at end of section and adding "or the court and jail fund.") Sent to Committee on Salaries and Fees.

HB 561. (Local - Rutherford) - Price

"To remove Rutherford County from the provisions of Section 1681 of Volume 1 of the Consolidated Statutes of 1919, as amended, relating to the payment of damages by dogs." (Would exempt commissioners of Rutherford County from paying for damages caused by dogs, out of the dog tax, and seeking reimbursement from the owners of the dogs.) Sent to Committee on Judiciary No. 1.

HB 562. (Private) - Hatch

"For the relief of Rommie R. Glover." (Would direct the State Treasurer to pay to Rommie R. Glover, out of the Highway Fund, the sum of $1,390 to cover cost of injuries sustained while on duty as Highway patrolman.) Sent to Committee on Roads.

HB 563. (Private) - Grimes

"To pay the hospital and medical expense for Sarah Lee Stanley, a minor child, for injuries caused by school bus." (State School Commission authorized to investigate and to make payment not to exceed $375.) Sent to Committee on Appropriations.

HB 564. (Local - Iredell) - Turner of Iredell
"To amend chapter 322 of the Public-Local Laws of 1919 relating to salaries in certain county offices, to provide discretionary power in the Board of County Commissioners to regulate the salaries of the Deputy Clerk of the Superior Court and the Deputy Register of Deeds of Iredell County." (As title indicates.) Sent to Committee on Salaries and Fees.

HB 565. (Local - Forsyth) - Hudson, Gobble and Gass
"To prohibit the sale of beer and wine in Bethania Township of Forsyth County." (As title indicates.) Sent to Committee on Finance.

HB 566. (Public) - Hudson
"To amend Section 1275 of the Consolidated Statutes of North Carolina so as to fix the court in which witness tickets must be filed and to fix the time for the filing of same with the Clerk of Superior Court or the Clerk of any Inferior Court." (Provides that witness tickets must be filed within 10 days after signing of judgment is followed, and if not filed within such time, shall not be charged in the bill of costs. Drops limitation for charging in the costs more than two witnesses to prove a single fact.) Sent to Committee on Judiciary No. 2.

HB 567. (Public) - Hudson, McDougle and Rabb
"To permit and authorize the merger of Building and Loan Associations." (After examination of affairs of associations proposing to merge, made by the Insurance Commissioner, and after his approval of the merger agreement, the merger must be approved by holders of 2/3 of shares of stock, in separate meetings. Procedure and status of merged association set out. Repeals authorization for building and loan associations to merge with banking corporations and insurance corporations as now provided in C.S. 217(n).) Sent to Committee on Insurance.

HB 568. (Private) - Marshall
"To reimburse Roy Hole of Stokes County for damages to his pick-up truck through collision with a school bus in December, 1942." (State School Commission authorized to pay $350 to reimburse for damages.) Sent to Committee on Appropriations.

HB 569. (Local - Nash) - Pearsall
"To make Stock Laws and laws concerning depredations of domestic fowls applicable to Nash County." (Nash County declared to be "stock law territory" and subject to all provisions of C.S. 1849-1863 and C.S. 1864.) Sent to Committee on Agriculture.

HB 570. (Local - Avery) - McCoury
"Relating to the fees of the Clerk of the Superior Court of Avery County." (Clerk, who is on fee basis, authorized to increase all fees by fifty per cent.) Sent to Committee on Salaries and Fees.

HB 571. (Local - Caldwell) - Pritchett
"To prohibit the operation of music-vending machines in public places and public dance halls in Caldwell County during certain hours." (Would be prohibited between 12:01 A.M. on Sunday and 7:00 A.M. on Monday, and between 12:01 A.M. and 7:00 A.M. on other days.) Sent to Committee on Judiciary No. 1.

HB 572. (Local - Transylvania) - Galloway
"Authorizing the Board of Commissioners of Transylvania County to levy special taxes for the expenses of the offices of County Accountant, County Farm Agent, and County Home Demonstration Agent, and for the expenses of Forest Fire Protection." (Special taxes on all taxable property authorized to pay

these salaries and expenses, which are declared to be special purposes.) Sent to Committee on Counties, Cities and Towns.

HB 573. (Public) - Galloway
"To authorize and require women to serve on juries in North Carolina." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 574. (Local - Pitt) - Worthington
"To amend chapter 460 of the Public-Local Laws of 1931 as amended, relating to the Peace Officers Relief Fund of the County of Pitt." (Repeals section providing for adding $1 to bill of costs in criminal cases for the benefit of the Fund.) Sent to Committee on Judiciary No. 2.

HB 575. (Public) - Everett and others
"To authorize the State Highway and Public Works Commission to furnish prison labor for farm work in certain emergencies." (Prison labor to be furnished for farm work upon declaration by Governor of the existence of an emergency in any particular section due to lack of farm labor, and upon appropriate findings of the Chairman of the S.H. & P.W. Commission and of the county farm agent. Farm owners to deposit with the county farm agent a sum to cover the estimated cost of work to be done, which shall be remitted to S.H. & P.W. Commission upon completion of the work upon agreed basis; price to be established by Commission. Commission to have right to suspend farm work if it seriously prejudices the maintenance of roads. Prisoners to remain under control of agents of Commission.) Sent to Committee on Roads.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 28, extending time for renewing vehicle registration, sent to Committee on Roads; SB 155, trustees, etc., investment in insurance, sent to Committee on Judiciary No. 1; SB 170, cotton storage insurance, sent to Committee on Judiciary No. 2; SB 173, Alamance--hospital bonds, sent to Committee on Finance; SB 179, Richmond--Town of Norman, sent to Committee on Counties, Cities and Towns; SB 181, group life insurance, sent to Committee on Insurance; SB 193, simultaneous death, sent to Committee on Judiciary No. 2; SB 198, Smoky Mountains Park, sent to Committee on Judiciary No. 1; SB 199, Edgecombe--duties of sheriff, tax collector, sent to Committee on Counties, Cities and Towns; SB 203, Secretary of State as custodian of official oaths, sent to Committee on Judiciary No. 1; SB 204, Rowan--advertising resources, sent to Committee on Finance; SB 207, Harnett--Lillington property sale, sent to Committee on Judiciary No. 2; SB 208, Robeson--Lumberton elections, sent to Counties, Cities and Towns; SB 209, Robeson--adjusting salaries, sent to Committee on Salaries and Fees; SB 211, hospital service corporations, sent to Committee on Corporations; SB 214, aeronautics regulation, sent to Committee on Finance.

Bills reported favorably:

HB 220, State Guard equipment, as to Committee Substitute; HB 256, county commissioners to appoint tax collectors, as to Committee Substitute; HB 292, municipal taxi control, as amended; HB 381, Bertie--reimbursing sheriff re Elma Lloyd Parrish; HB 429, tuberculosis spread; HB 415, Bertie--relieving J. W. Cooper; HB 467, Washington--Deputy sheriff, as amended; HB 468, Chronic alcoholism, as amended; HB 473, Yancey--Accountant; HB 477, Macon--Sheriff's compensation; HB 482, Richmond--Airport commission; HB 493, Cleveland--"City" of Kings Mountain; HB 494, Cleveland--Kings Mountain boundaries; HB 495, Vance--Henderson elections; HB 507, Pender--Dissolution Rocky Point; HB 526, Burke--Liability insurance official cars; HB 530, Bertie--Windsor elections; HB 531, Bertie--Kelford tax rate; HB 536, Richmond--County court officials; HB 189, Ambulance speed; HB 212, Retirement extension agents; HB 436, Pasquotank--Hog cholera program; SB 30, Appomattox Courthouse; SB 93, Qualifications superintendent Blind School; SB 99, Rockingham-- Reidsville health ordinance; SB 135, Graham--County commissioner terms; SB 186, Pitt-- Grimesland charter.

Bills reported unfavorably:
HB 80, Utilities Commission rate-making power; HB 291, Liquor referendum; SR 94, In re War Time.

Bills re-referred to Committee:
HB 198, War time speed limit, to Roads; HB 543, Stanly--Publication commissioners minutes, to Counties, Cities and Towns; HB 480, Northampton--Jailor fees, to Salaries and Fees.

Bills passed 2nd reading:
HB 358, Onslow--Jacksonville cemetery; HB 382, Bertie--Validating tax levies; HB 408, McDowell--Law library; HB 497, Cumberland--Professional bondsmen; HB 447, Northampton--Library tax; HB 449, Wayne--Goldsboro corporate limits; HB 451, Hoke--Raeford, elections and tax rate.

Bills passed 2nd and 3rd readings:
HB 46, Currituck--County officers bonds; HB 192, Rutherford--election of officials, as amended to provide for filing with town secretary-treasurer, instead of town clerk; HB 196, Brunswick--sale of county property, as amended to except property acquired through tax foreclosures; HB 287, Gaston--Bessemer City property; HB 302, Davidson--deputys' salary; HB 309, Currituck--public property insurance, as amended to provide for valuations of properties at time of issuance of policies and every 3rd year thereafter; reviewable in intervening years; HB 319, Mecklenburg--Huntersville police jurisdiction; HB 328, Chatham--tax sale validation; HB 337, Jones--C.S.C. compensation; HB 355, Transylvania--delinquent tax collections; HB 356, Transylvania--delinquent taxes to general fund; HB 359, Onslow--disposition back tax collections; HB 360, Onslow--Jacksonville political wards; HB 362, Guilford--Greensboro special assessments; HB 366, Washington--county treasurer; HB 383, Bertie--commissioners' salaries; HB 384, Bertie--sheriff and jailor; HB 390, Transylvania--Transylvania-Brevard tax collection; HB 392, Franklin--county accountant; HB 393, Franklin--sheriff's expenses; HB 394, Franklin--Recorder's Court jurisdiction; HB 395, Franklin--C.S.C. salary; HB 399, Guilford--Greensboro Municipal-County Court; HB 400, Rutherford--commissioners' salary; HB 401, Gaston--Victory school tax election; HB 402, Robeson--removal Recorder's Court official; HB 403, Robeson--removal causes Recorder's Court; HB 404, Robeson--Fairmont officials' salaries; HB 409, Union--Recorder's Court salaries, as amended to require clerk or assistant to attend sessions of Recorder's Court and keep records; HB 410, Greene--court reporter; HB 419, Jones--enforcement officers' fees; HB 420, Guilford--C.S.C. tax foreclosure fees; HB 426, Caswell--tax collector clerk hire; HB 427, Caswell--sanitary districts; HB 428, Person--Roxboro commissioners as treasurer and clerk; HB 430, Carteret--register of deeds' fees; HB 433, Caldwell--barring collection of taxes prior to 1932, as amended to apply only to taxes on real estate, and not to apply to pending litigations; HB 437, Pasquotank--C.S.C. salary; HB 438, Anson--rural police; HB 439, Anson--adjusting delinquent taxes; HB 440, Watauga--Boone municipal board of elections, as amended to strike out the name of G.K. Moose and provide that the clerk of Superior Court shall name the 3rd member; HB 443, Sampson--mileage of chairman county commissioners; HB 444, Sampson--commissioners' salaries; HB 445, Sampson--register of deeds clerk hire; HB 446, Northampton--clerk hire allowance; HB 450, Washington--additional compensation

C.S.C. as judge Juvenile Court; HB 454, Franklin--tax penalties in Louisburg, Bunn and Youngsville Townships; HB 455, Union--salary deputy register of deeds; HB 456, Union--cotton weighers pay; HB 456, Mitchell--register of deeds' compensation; HB 458, Mitchell--audit of funds; HB 459, Lenoir--salary county commissioners; HB 460, Lenoir--compensation Kinston officials; HB 462, Currituck--sheriff's salary; HB 463, Currituck--water survey; HB 464, Currituck--stock law; HB 465, Currituck--sureties on official bond; HB 484, Franklin--conveyance Louisburg property; HB 496, Surry--compensation county surveyor; SB 48, Greene--reports C.S.C.; SB 56, Forsyth--C.S.C. salary; SB 73, Cabarrus--Concord cemetery commission; SB 80, Buncombe--Asheville library board; SB 100, Rockingham--Reidsville Recorder's Court; SB 101, Rockingham--deputy clerk's salary; SB 128, Haywood--Canton police jurisdiction; SB 131, Stanly--"City" of Albemarle; SB 133, Mecklenburg--officials' salaries; SB 140, Cleveland--Mooresboro dissolution; SB 153, Montgomery--commissioners' terms; SB 157, Robeson--commissioners district No. 6, as amended to provide for the quadrennial instead of biennial election of commissioners; SB 81, Wilson--board of commissioners clerk.

SENATE CALENDAR ACTION

Bills received from the House:

HB 294, Credit prior service highway employees, sent to Committee on Appropriations; HB 318, Bank deeds attestation, sent to Committee on Judiciary No. 1; HB 373, Slander by radio, sent to Committee on Judiciary No. 2; HB 376, Macon--commissioners' terms; sent to Committee on Courts and Judicial Districts; HB 424, Rowan--dog damage, sent to Committee on Judiciary No. 1; HB 435, Guilford--High Point payment from federal funds for Yadkin hydro-electric project, sent to Committee on Counties, Cities and Towns; HB 470, Guilford--Greensboro trackless trolleys, sent to Committee on Counties, Cities and Towns; HB 474, Ashe--Walnut Hill cemetery; HR 543, Resolution--memorializing Captain W. Moore Wicker, passed three readings; HR 544, Resolution--endorsing Pharmacy Corps Bill, sent to Committee on Military Affairs.

Bills reported favorably:

SB 121, Reorganization of Library Commission, as amended; SB 174, Graham--Membership board of education; SB 189, Montgomery--transfer of assets to general fund; SB 190, Montgomery--issuance of bonds by governing bodies; SB 191, Halifax--supervision public schools by board education; SB 215, Soil conservation district laws; SB 220, Establishment standard packages, grades and brands; SB 231, Relief Bradley Transit Company; SB 239, School Machinery Act amendments; HB 82, Reemployment retired state employees; HB 107, Commercial feeding stuffs; HB 108, Stock and poultry tonics; HB 113, Slum clearance; HB 214, Prior service state employees retirement; HB 222, School bus transportation State Guard; HB 279, Reinvestment proceeds contingent remainder sales; HB 280, Currituck--Hog cholera; HB 284, Industrial banks checking accounts; HB 285, Commercial banks industrial loans; HB 286, Credit prior service teachers' retirement; HB 297, "Contract hauler" trucks; HB 298, "Share the expense" autos; HB 307, Hybrid seed corn; HB 310, Bank lending limitation; HB 314, Deaf school textbooks; HB 338, New Hanover--teacher pensions; HB 345, Franklin--register of deeds' salary, as amended; HB 351, Local unit remittance to Teachers' Retirement Fund; HB 365, Tyrrell--emergency school superintendent; HB 413, Wayne--professional bondsmen.

Bills reported unfavorably:

HB 281, Brunswick--new courthouse.

Bills re-referred to Committee:

SB 125, Grandfather Mountain park lands, to Appropriations; SB 161, Issuance period sanitary bond, as amended, to Finance; HB 200, Defense after judgment, to Judiciary No. 1.

Bills passed 2nd reading:

SB 216, Alamance--Employees' war bonus; SB 224, Richmond--Country Club Commission.

Bills passed 3rd reading:

SB 66, Halifax--Weldon cemetery commission, as to Committee Substitute; SB 175, New Hanover--retirement employees counties, cities and towns, inapplicable to New Hanover County and City of Wilmington; SB 176, Local governmental employees' retirement, as amended; SB 182, Wilson--general election municipal officials Wilson; SB 183, Iredell--Statesville increased Mayor's court costs.

Bills passed 2nd and 3rd readings:

SB 123, Domestic relations courts; SB 145, Iredell--Statesville Mayor's court jurisdiction; SB 154, Governor's emergency war powers, as amended; SB 169, Brunswick--county accountant; SB 171, Alamance--war veteran memorial and cemetery; SB 172, Alamance--trustees County Public Hospital; SB 184, Moore--compensation Superior Court clerk and register of deeds; SB 185, Rutherford--salaries appointive employees; SB 205, Validating corporate acknowledgments; SB 210, Apportionment Federal estate taxes; SB 213, Registration of official discharges; SB 218, Alexander--Superior Court clerk's papers; SB 221, Brunswick--County and Southport delinquent taxpayers adjustments; SB 222, Commission for Blind powers and duties; SB 226, Alamance--Defense council medical corps; HB 40, Acknowledgment of instruments before military officers; HB 41, Depositions before military officers; HB 140, Avery--court terms; HB 168, Admission of Indians at Morganton; HB 223, Age limit State Guard; HB 224, Renewal guardian bonds; HB 237, Veterans' employment preference; HB 255, Validating trustees' deeds; HB 257, Corporate acknowledgment; HB 260, Jury duty radio workers, as amended to add optometrists to the list of those exempted; HB 261, Martin--juror fees; HB 264, Cleveland--Kings Mountain Recorder's Court; HB 271, Members armed forces, University trustees; HB 274, Bladen--salaries of certain officers; HB 288, Tyrrell--recorder's court jury; HB 293, New Hanover--Wilmington constable; HB 311, Warren--recorder's court jurors; HB 316, Hertford--jailer's allowance; HB 320, Mecklenburg--Charlotte special assessments; HB 332, Clay--accountant's salary; HB 344, Franklin--deputy sheriff's salary; HB 345, Franklin--register of deeds' salary; HB 353, Rockingham--Reidsville airport; HB 367, Washington--recorder's court jury fees; HB 380, Bertie--dog damage; HB 431, Caldwell--Superior Court clerk fees as clerk Recorder's Court.

Bills passed three readings:

HR 543, Resolution--memorializing Captain W. Moore Wicker.

Concurrence in House Amendments:

SB 44, Increased court costs benefit officers' fund.

Bills reconsidered:

HB 345, Franklin--register of deeds' salary, passage of third reading reconsidered, passed third reading, as amended, and returned to the House for concurrence in Senate amendment.

BILLS RATIFIED

HB 194, Wilkes--fees in liquor seizure; HB 213, Wilkes--$300 or less due intestates; HB 313, Burke--Morganton Aldermen's pay; HB 357, Cumberland--Board of Education districts; HB 334, Carteret--register of deeds' salary; HB 340, Avery--tax collection costs; HB 341, Lee--Jonesboro elections; HB 378, Pitt--Pitt-Greenville airport; SB 43, Creation 21 solicitorial districts; SB 64, Validating acknowledgments before officers of corporations; SB 129, Unified directors mental institutions.

Next sessions: Senate--12:00 Noon, February 19, 1943
House--11:00 A. M., February 19, 1943

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 39
February 19, 1943

Sessions: Senate-- 12:00 noon and 4:00 P. M.; House--11:00 A. M.

BILLS INTRODUCED: SENATE

SB 254. (Public) - Blythe

"To declare the necessity of creating public bodies corporate and politic to be known as hospital authorities to engage in hospital construction, maintenance and operation and or projects to provide hospital accommodations; to provide for the creation of such hospital authorities; to define the powers and duties of hospital authorities and to provide for the exercise of such powers, including acquiring property by purchase, gift or eminent domain, and including borrowing money, issuing revenue and credit bonds and other obligations, and giving security therefor; to confer remedies on obligees of hospital authorities; to provide that hospital authorities, and certain property and securities thereof shall be tax exempt." (Upon a finding and declaration of necessity in cities of over 75,000 population, which the council of such city adopts as a resolution, notice is given to the mayor who may appoint 18 commissioners to act as an authority. An application is to be filed by them with the Secretary of State. Boundaries to extend ten miles from territorial boundaries of the city, no overlapping of authorities being contemplated, area of first established authority to be controlling. Terms of members to be staggered, one third being initially appointed for four, eight, and twelve years, but thereafter three years. Mayor to designate first chairman. Commissioners prohibited from having an interest in hospital projects. Commissioners may be removed by Mayor for cause after hearing. Powers are granted to the authority to make studies of health conditions, maintain and operate hospitals, purchase and lease lands, construct needed buildings, and exercise the power of eminent domain. Zoning and building laws are to be complied with. Method of issuing bonds set forth; provisions of bonds, trust indentures, and mortgages are listed in detail. Remedies conferred on obligees of the authority are outlined. Contracts are authorized with the Federal Government. Authorities may prescribe security for funds deposited. Tax exemption from the State and its subdivisions provided. Audit reports are to be made annually by a certified public accountant. Authorities are to be exempt from the Local Government and County Fiscal Control Act. A governing body of any city or county in which an authority is located may appropriate each year not exceeding 5% of its general fund, or convey, lease, or transfer property to an authority.) Sent to Committee on Finance.

SB 255. (Local - Guilford) - Hudgins

"To amend chapter 98 of the Public-Local Laws of 1941 relating to establishment of an airport authority for the maintenance of airport facilities in the County of Guilford for the citizens of Greensboro, High Point, Guilford County and vicinity." (As title indicates; clarifying amendments adopted.) Sent to Committee on Counties, Cities, and Towns.

SB 256. (Public) - Hudgins

"To amend section 6 of chapter 100 of the Public Laws of North Carolina, Session 1927, relating to election of members of Sanitary District Boards." (Relates only to sanitary districts located wholly within the limits of a single county adjoining and contiguous to cities of 50,000 or more population. When more than six candidates qualify for a primary, the six highest in the primary are to be nominated as candidates, and the three candidates receiving the highest number in the general election shall be elected members of the board. Elections to be non-partisan, conducted by the board of elections in the county. Board of elections may cause a special election to be held if necessary to break a tie in the primary or general election.) Sent to Committee on Election Laws.

SB 257. (Local - Guilford) - Hudgins

"To validate certain outstanding obligations of the Greensboro-High Point airport authority." ($80,000 bonds dated July 1, 1942 and other acts validated.) Sent to Committee on Finance.

SB 258. (Public) - Matheny

"To authorize the state board of education to sell notes, obtained from loans made from the State Literary Fund, to the Board of Trustees of the Teachers' and State Employees' Retirement system of North Carolina." (As title indicates.) Sent to Committee on Education.

SB 259. (Public) - Ballentine

"Requiring certain bonds or guaranty or indemnity contracts to state their maximum liability, and specify the period of their coverage." (Where merchandising concerns require indemnity bonds of their agents, the contracts are required to specify the maximum amount of money or other liability which the principal and the sureties or guarantors will pay in the event of default and also specify the period during which liability may be incurred. Violation of act constitutes a misdemeanor, punishable by $500 fine or 6 months imprisonment. To be effective April 1, 1943.) Sent to Committee on Judiciary No. 1.

SB 260. (Public) - Ballentine

"To amend sections 7758 and 7759 of the Consolidated Statutes so as to authorize the use of convicts on the state test farms and/or state experimental stations." (Board of Agriculture authorized to contract with the State Highway and Public Works Commission for use of convicts under its supervision to be worked on State test farms and/or State experimental stations. Also made the duty of the State Highway and Public Works Commission in its discretion to hire to the Board of Agriculture for use as above those convicts mentally and physically capable of performing the work, but convicts so hired to be fed, clothed and quartered while so employed by the State Highway and Public Works Commission.) Sent to Committee on Agriculture.

SB 261. (Public) - Ballentine

"To appoint a commission to preserve the birthplace of Andrew Johnson in Raleigh, North Carolina." (Commission to consist of Hon. Josephus Daniels as honorary chairman, the Secretary of the North Carolina Historical Commission ex officio, the President of the North Carolina Society for the Preservation of Antiquities ex officio, and not exceeding 9 additional members to be appointed by the Governor to preserve the Andrew Johnson house. Commission may receive donations, expend funds, and take other necessary steps to effectuate the Act.) Sent to Committee on Library.

BILLS INTRODUCED: HOUSE

HB 576. (Public) - Wallace of Lenoir
"To authorize the Commissioner of Revenue to remit a certain part of the franchise taxes of the Atlantic and North Carolina Railroad Company." (Authorizes remission of taxes for years 1935, 1936, 1937, and 1938 in excess of what tax would have been under the valuation for 1939.) Sent to Committee on Finance.

HB 577. (Public) - Edwards of Greene
"To amend Chapter 246 of the Public Laws of 1941, relating to a license or privilege tax on buyers of tobacco or tobacco scrap for redrying and packing for resale in established place of business." (Adds provision to end of sec. 2 making the section inapplicable to a registered leaf dealer who buys for redrying and packing in hogsheads for resale and maintains an established place of business.) Sent to Committee on Agriculture.

HB 578. (Public) - McDonald
"To amend Chapter 358 of the Public Laws of 1939, as amended, known and designated as the School Machinery Act of 1939, as it relates to the election of principals for the schools of the various districts." (Adds between "education", line 3 and "the" in line 4 in paragraph 2, sec. 7, "said principals shall be elected for a term of two years.") Sent to Committee on Education.

HB 579. (Public) - McDonald
"To amend section 5761, Volume 3, of the Consolidated Statutes, as amended, relating to compulsory attendance in the public schools of the State." (Makes it the duty of parent or guardian of any child between 7 and 14, who is absent from school, to furnish to the teacher or principal a written excuse for the absence within 5 days from the beginning of absence, which is not valid except for legal reason.) Sent to Committee on Education.

HB 580. (Local - Wilson) - Moore of Wilson
"To relieve the register of deeds of Wilson County of the duty of requiring a copy of the report of the clerk of the Superior Court with the board of county commissioners as to all public funds in the hands of said clerk of the Superior Court." (Relieves register of deeds of duty of publishing the report.) Sent to Committee on Judiciary No. 1.

HB 581. (Public) - Moore of Wilson
"To amend section 76, volume 1, of the Consolidated Statutes of 1919, as amended, relating to conveyances of real property of a decedent by the devisees or heirs at law of such decedent." (Would validate sales made for partition made at any time after death of decedent, but if made within 2 years the personal representative must be made a party and the order of confirmation must provide for holding the proceeds subject to the payment of the debts of decedents until the expiration of 2 years from the death of decedent.) Sent to Committee on Judiciary No. 1.

HB 582. (Local - Beaufort, Hyde and Onslow) - Davis
"To amend Chapter 241 of the Public-Local Laws of 1933 relating to the use of long haul or drag nets in certain waters in Beaufort, Hyde, and Onslow Counties, and to repeal Chapter 409 of the Public-Local Laws of 1935, amending said Chapter." (Would permit use of seine net not in excess of 500 yards, pulled by power or otherwise, in waters of Hyde County from Nov. 1 to May 1. Repeals Chapter 509, Public-Local Laws of 1935 and re-enacts sec. 2, Chapter 241 of the Public-Local Laws of 1933, as originally enacted.) Sent to Committee on Commercial Fisheries.

HB 583. (Local - Iredell) - Turner of Iredell
"To appoint 7 members to the board of education of Iredell County for a term of 4 years: to limit the membership of said board to 5 thereafter and to make their terms of office 4 years." (Appoints C. D. Stevenson, C. H. Knox, S. H. Houston, W. C. Thompson, L. A. Pope, J. S. Dobson and D. E. Hayes appointed for 4 years to begin in April, 1943; thereafter 5 members to be appointed for 4 year terms.) Sent to Committee on Counties, Cities and Towns.

HB 584. (Local - Yadkin) - Long
"To amend Chapter 180 of the Public-Local Laws of 1939, which is an Act to fix the salaries of officers of Yadkin County, to provide for the clerical assistance for the clerk of the Superior Court and the register of deeds." (Authorizes commissioners to pay to each office not to exceed $400 per year for clerk hire.) Sent to Committee on Salaries and Fees.

HB 585. (Public) - Moore of Scotland and Richardson
"To amend sections 2500, 2502 and 2504 of the Consolidated Statutes of 1919 relating to issuance of licenses in duplicate, and to require the signature of 2 witnesses on the return."(As indicated. Copy to be turned over to the parties.) Sent to Committee on Judiciary No. 1.

HB 586. (Local - Buncombe) - Loftin
"To provide additional funds for maintenance of Buncombe Law Library." (Would pay into the library fund 25¢ from costs in each case tried and disposed of in the Police Court of Asheville, except when defendant is taxed with half costs, in which cases the amount shall be 15¢.) Sent to Committee on Judiciary No. 2.

HB 587. (Local - Moore) - Poole by request
"To provide procedure for holding a special election on the question of further operating and maintaining the liquor stores at Southern Pines and Pinehurst, Moore County." (Authorizes election upon petition of at least 30% of the qualified voters in McNeill and Mineral Springs Townships in Moore County, election to be held upon continuance of liquor stores alone, to be voted upon only by voters of said townships. Also authorizes expenditure of not more than 10% of net profits for law enforcement.) Sent to Committee on Finance.

HB 588. (Local - Stanly) - Morton
"To prohibit the sale of beer and wine within a radius of 2 miles of the Oakboro High School in Big Lick Township, Stanly County." (As title indicates.) Sent to Committee on Finance.

HB 589. (Local - New Hanover) - Kermon
"To provide for an extension of the corporate limits of the City of Wilmington, North Carolina." (As indicated. Extended boundaries described. Election to be held by March 30, 1943. City would be divided into 4 zones for purpose of taxation and establishing liability of city debt. Validates prior bond issues.) Sent to Committee on Counties, Cities and Towns.

HB 590. (Local - Hertford) - Vann
"Creating the office of tax collector for Hertford County and repealing Chapter 259 of the Public Local Laws of 1933." (Authorizes commissioners to appoint a tax collector to take office July 1, 1943 to serve at the will of commissioners at a salary not to exceed $3,000 per year plus not more than $600 for travel expense. Present tax collectors to account and settle on July 1, 1943. Bond required.) Sent to Committee on Counties, Cities and Towns.

HB 591. (Public) - Taylor and Richardson
"To adjust the compensation of certain legislative employees." (Would fix per diem of the journal clerks, calendar clerks, chief engrossing clerks, reading clerks, sergeants-at-Arms, and one assistant calendar clerk in each House at $8.) Sent to Committee on Appropriations.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 66, Halifax--Weldon cemetery commission, sent to Committee on Counties, Cities and Towns; SB 123, Domestic relations courts, sent to Committee on Judiciary No. 2; SB 145, Iredell--Statesville mayor's court jurisdiction, sent to Committee on Judiciary No. 2; SB 169, Brunswick--county accountant, sent to Committee on Counties, Cities and Towns; SB 171, Alamance--war veteran memorial, sent to Committee on Counties, Cities and Towns; SB 172, Alamance--trustees public hospital, sent to Committee on Judiciary No. 2; SB 175, New Hanover--retirement public employees, sent to Committee on Judiciary No. 1; SB 176, Local governmental employees' retirement, sent to Committee on Counties, Cities and Towns; SB 182, Wilson--Wilson officials' election, sent to Committee on Counties, Cities and Towns; SB 183, Iredell--costs Statesville mayor's court, sent to Committee on Judiciary No. 2; SB 184, Moore--compensation C.S.C. and register of deeds, sent to Committee on Salaries and Fees; SB 185, Rutherford--salaries appointive employees, sent to Committee on Salaries and Fees; SB 188, Service of process in civil actions, sent to Committee on Judiciary No. 1; SB 205, Corporate acknowledgments, sent to Committee on Judiciary No. 2; SB 210, Apportionment Federal estate taxes, sent to Committee on Judiciary No. 1; SB 213, Registration army discharges, sent to Committee on Judiciary No. 2; SB 218, Alexander--C.S.C. papers, sent to Committee on Counties, Cities and Towns; SB 221, Brunswick--county and Southport delinquent tax adjustments, sent to Committee on Counties, Cities and Towns; SB 222, Blind Commission powers, sent to Committee on Institutions for the Blind; SB 226, Alamance--defense council medical corps, sent to Committee on Judiciary No. 2; HB 260, Jury duty radio workers, returned for concurrence in Senate amendment; concurrence failed, and sent to Conference Committee; HB 345, Franklin--register of deeds' salary, placed on calendar.

Bills reported favorably:

SB 173, Alamance--hospital bonds; SB 46, Sheriffs' liability emergency deputies; HB 19, Budget Revenue Bill, as to Committee Substitute, as amended; SB 155, Fiduciaries' investment in insurance; HB 180, State beer and wine hours; HB 295, Soldier absentee voting, as amended; HB 305, Bertie--Aulander tax foreclosures; HB 370, Swamp drainage; HB 377, Macon--nomination in convention, as amended; HB 452, Local aid for war agencies; HB 513, Illegal practice of optometry; HB 519, Cumberland--Fayetteville civil service police; HB 542, J. T. Kennedy property; HB 571, Caldwell--Juke boxes.

Bills reported unfavorably:

HB 386, Prohibiting absentee voting; HB 554, Randolph--excepting county and township officials from absentee voting law.

Bills passed, 2nd reading:

HB 19, Budget Revenue Bill, as to Committee Substitute, as amended, the Committee Substitute of the Finance Committee and the amendment made by the Committee of the Whole affecting the following principal changes in the original bill: (Section references are to the Revenue Act of 1939, as amended by the 1939 and 1941 sessions.) Sec. 2. places a $10,000 limit on the exemption from inheritance tax for policies paid by U. S. on persons whose deaths were caused by enemy action; proof of death to be filed with Commissioner of Revenue; Sec. 22 makes proceeds of life insurance policies taxable: (1) when received by executor, regardless of whether premiums were paid by decedent; (2) when paid to other beneficiaries, where premiums paid by decedent; in such cases, the transfer of proceeds of life insurance is declared a testamentary disposition; if premiums paid by beneficiary, no tax on the proceeds to the amount of the premiums paid. Sec. 21½ requires B. & L. corporations and banks to withhold sufficient stock and deposits to pay inheritance taxes; Sec. 100 - privilege license in itself does not authorize the practice of a profession for which a state qualification license is required; Sec. 105 taxes theatres based on seating capacity and size of town. Ranges from $125.00 for seating capacity up to 600 in towns of less than 1,500 to $800 in towns of over 40,000; from $150 for seating capacity of 600 to 1,200 in towns of less than 1,500 to $1,500 in towns of over 40,000, and from $200 for seating capacity of over 1,200 in towns of less than 1,500 to $2,500 in towns of over 40,000. If operated more than 2 miles from business center (as defined in the section), tax to be 1/3 of schedule; if within one mile, for colored people, 1/3 of the schedule; at bathing beaches, for less than 6 months, 1/2 of schedule; for 3 days or less a week, 1/2 of schedule. No county to levy a tax under the sections; cities and towns may levy tax not in excess tax levied by the city or town on January 1, 1943. The license tax paid under this section to be treated as an advance payment on the gross receipts tax, which is payable monthly. Sec. 109½ taxes professional bondsmen according to population of place where operating from $10 to $40. Counties and cities may levy a tax not in excess of State tax. Sec. 121 - corporations and persons employing peddlers liable for the tax on the peddler; Sec. 129 strikes out bowling alleys in old sec. 129 and inserts new sec. 129½ taxing bowling alleys $10 for each alley. Not applicable to fraternal organizations. Cities may prohibit alleys, and State tax must be refunded. County commissioners may require Commissioner of Revenue to revoke license of alleys operated outside cities and towns; Sec 130 requires serial number of bottled drink or cigarette vending machines to be placed on license issued for such machine; Sec. 134 strikes out schedule of taxes and inserts new schedule for "low pressure equipment" ranging from $175 to $1,800; and for "high pressure equipment" new schedule ranging from $1,200 to $70. Said equipment to be taxed only if in actual operation; Sec. 139 changes the basis for taxation on dry cleaning establishments from the number of persons employed to the size of the city or town where located. Plants in towns of 5,000 population or over, employing 4 or less liable only to 1/2 of tax. Authorizes cities and towns of less than 10,000 population to levy a tax not in excess of $25; 10,000 and above, tax not in excess of $50; Sec. 140 - tax per chair for barber, manicurist, cosmetoligist, beautician or operator in beauty parlor, or other shop of like kind, decreased from $5 to $2.50; Sec. 150 removes the stamp from laundries, and enacts a 1% gross receipts tax to be passed on to consumer. Failure by laundry to file timely report subjects laundry to penalty of 5% of tax; Sec. 151 repeals portion of old law requiring Commissioner of Revenue to issue metal tax for each advertising space or device; and repeals provision declaring that any advertising space or device which is maintained in violation of section a nuisance; Sec. 168 makes junk dealers license tax inapplicable to scrap collectors maintaining regular place of business who sell only to licensed dealers or manufacturers using scrap engaged in shipping in interstate commerce. Said license tax is also made inapplicable to non-profit salvage committees operating under Federal or State sponsorship.

Sec. 192 - all schedule B privilege license taxes under Secs. 117, 119, 126½, 132, 144, 147, 153, 161, 162½, 151, are payable in advance and reduced in amounts ranging from 30 to 75 per cent. Counties and cities may continue to levy the amounts heretofore authorized to be levied; Sec. 201, deletes provision making franchise tax a lien on real property; Sec. 207½ does not appear in Committee Substitute. In original bill, the section levied a privilege tax on freight car line companies; Sec. 208 - If 15% instead of one-fifth of assets of insurance company is invested in bonds of this State or a county or city thereof, the tax on such company shall be 3/4% of the gross premium receipts; Sec. 210, subsidiary corporations shall add to their capital stock for tax purposes all indebtedness owed to or endorsed by the parent corporation as a part of the capital used in its business in this State; Sec. 317, the provision exempting salaries of members of armed forces, as such, from income taxes effective as of January 1, 1942, new definition of "gross income" as to domestic insurance companies or associations paying a tax on their gross premiums; Sec. 318½ - subsidiary corporations may not deduct interest on indebtedness owed to parent corporation from net income for tax purposes; however, if the parent corporation borrowed such money, the subsidiary may deduct interest thereon from its gross income; Sec. 322, allows an income tax exemption to parent corporations for interest received on indebtedness owed to it by subsidiary doing business in N. C. Partnerships and corporations may deduct gifts for charitable, etc. purposes, not to exceed 5% of net income; Sec. 323, strikes out of list of non-deductible items contributions by corporations and partnerships, to be effective as of January 1, 1943; Sec. 332 would allow income tax to be paid in four installments. Interest on deferred payments to be 4%. If one not paid, all shall become due and interest at 4% from March 15, shall be added. Effective as of January 1, 1944. (Amendment of Committee of the Whole provides that of deferred installment on semi-annual basis also bears 4% interest.) Sec. 405, provides that when motor vehicle chassis and body are purchased separately, and the body is later mounted on the chassis, only the chassis to be taxed. No tax on body upon the chassis of a motor vehicle temporarily in this State for purpose of having such body mounted on the chassis by the manufacturer; Sec. 406, would exempt from sales tax, tangible personal property sold to charitable or religious organizations not operated for profit; Sec. 407, would allow the taxpayer a 3% commission on all sales taxes paid on time; Sec. 510, would reduce the amount of "off premises" beer license tax from $10 to $5; Sec. 512, would reduce the amount of county "off premises" beer license from $25 to $5; Sec. 514½, would make unlawful the sale of beer to persons under 18; to intoxicated persons; to make sales when prohibited by law; to permit any disorderly conduct on the premises; to sell or allow the consumption of any beverages forbidden by law. Outlines procedure for the revocation of "on premises" beer license; Sec. 607, value of annuity or life interest in property, for gift tax purposes, to be computed on basis of 6% interest of gross value of estate instead of 4½% interest. Intangible tax collection retained by State. Freight car line companies taxed under new schedule, Article IX-A, schedule I-A.
SB 99, Rockingham--Reidsville health ordinances; HB 441, Sampson--jail repair tax; HB 531, Bertie--Kelford tax rate.

Bills passed 2nd and 3rd readings:

SB 30, Appomattox Courthouse; SB 89, Distribution of General Statutes; SB 91, Appalachian S. T. C.; SB 124, Allegations as to children in divorce actions; HB 369, History and Archives; HB 381, Bertie--Reimbursing sheriff re Elma Lloyd Parrish; HB 415, Bertie--liability lost funds; HB 436, Pasquotank--hog cholera; HB 467, Washington--deputy sheriff to collect taxes, as amended, to allow him fees in addition to $75 per month salary; HB 473, Yancey--Accountant; HB 477, Macon--sheriff compensation; HB 482, Richmond--airport commission; HB 493, Cleveland--"City" of Kings Mountain; HB 494, Cleveland--Kings Mountain boundary correction; HB 495, Vance--Henderson elections; HB 507, Pender--Rocky Point dissolution; HB 530, Bertie--Windsor elections; HB 526, Burke--liability insurance; HB 536, Richmond--election county court officials.

Bills passed 3rd reading:

HB 358, Onslow-Jacksonville cemetery tax; HB 382, Bertie--tax levy validation; HB 408, McDowell--County law library; HB 447, Northampton--county library; HB 449, Wayne--Goldsboro extension; HB 451, Hoke--Raeford elections; HB 497, Cumberland--professional bondsmen.

SENATE CALENDAR ACTION

Bills received from the House:

SB 157, Robeson--commissioners district No. 6, placed on calendar for concurrence in House amendments; HB 46, Currituck--county officers bonds, sent to Committee on Counties, Cities and Towns; HB 100, C.S.C. sales confirmation, sent to Committee on Judiciary No.2; HB 226, increased bid fiduciaries' sales, sent to Committee on Judiciary No. 2; HB 287, Gaston--Bessemer City property, sent to Committee on Counties, Cities and Towns; HB 302, Davidson--deputies' salary, sent to Committee on Salaries and Fees; HB 319, Mecklenburg--Huntersville police jurisdiction, sent to Committee on Counties, Cities and Towns; HB 328, Chatham--tax sale validation, sent to Committee on Counties, Cities and Towns; HB 336, Supervision mutual burial associations, sent to Committee on Judiciary No. 2; HB 337, Jones--C.S.C. compensation, sent to Committee on Counties, Cities and Towns; HB 355, Transylvania--delinquent tax collections, sent to Committee on Counties, Cities and Towns; HB 356, Transylvania--delinquent taxes to general fund, sent to Committee on Counties, Cities and Towns; HB 359, Onslow--disposition back tax collection, sent to Committee on Counties, Cities and Towns; HB 360, Onslow--Jacksonville political ward, sent to Committee on Counties, Cities and Towns; HB 362, Guilford--Grensboro special assessment, sent to Committee on Counties, Cities and Towns; HB 366, Washington--county treasurer, sent to Committee on Counties, Cities and Towns; HB 383, Bertie--commissioners' salaries, sent to Committee on Salaries and Fees; HB 384, Bertie--sheriff and jailer, sent to Committee on Counties, Cities and Towns; HB 390, Transylvania--Transylvania-Brevard tax collection, sent to Committee on Counties, Cities and Towns; HB 392, Franklin--county accountant, sent to Committee on Counties, Cities and Towns; HB 393, Franklin--sheriff's expenses, sent to Committee on Salaries and Fees; HB 394, Franklin--recorder's court jurisdiction, sent to Courts and Judicial Districts; HB 395, Franklin--C.S.C. salaries, sent to Committee on Salaries and Fees; HB 399, Guilford--Greensboro municipal county court, sent to Committee on Courts and Judicial Districts; HB 400, Rutherford--commissioners salary, sent to Committee on Salaries and Fees; HB 401, Gaston--Victory school tax election, sent to Committee on Counties, Cities and Towns; HB 402, Robeson--removal recorder's court officials, sent to Committee on Courts and Judicial Districts; HB 403, Robeson--removal causes recorder's court, sent to Committee on Courts and Judicial Districts; HB 404, Robeson--Fairmont officials' salaries, sent to Committee on Salaries and Fees; HB 410, Greene--court reporter, sent to Committee on Counties, Cities and Towns; HB 419, Jones--enforcement officers' fees, sent to Committee on Salaries and Fees; HB 420, Guilford--C.S.C. tax foreclosure fees, sent to Committee on Salaries and Fees; HB 426, Caswell--tax collector clerk hire, sent to Committee on Counties, Cities and Towns; HB 427, Caswell--sanitary districts, sent to Committee on Counties, Cities and Towns; HB 428, Person--Roxboro commissioners as treasurer and clerk, sent to Committee on Counties, Cities and Towns; HB 430, Carteret--register of deeds fees, sent to Committee on Salaries and Fees; HB 437, Pasquotank--C.S.C. salary, sent to Committee on Salaries and Fees; HB 438, Anson--rural police, sent to Committee on Counties, Cities and Towns; HB 439, Anson--adjusting delinquent taxes, sent to Committee on Counties, Cities and Towns; HB 443, Sampson--mileage of chairman county commissioners, sent to Committee on Counties, Cities and Towns; HB 444, Sampson--commissioners' salaries, sent to Committee on Salaries and Fees; HB 445, Sampson--register of deeds clerk hire, sent to Committee on Counties, Cities and Towns; HB 446, Northampton--clerk hire allowance, sent to Committee on Counties, Cities and Towns; HB 450, Washington--additional compensation C.S.C. as judge juvenile court, sent to Committee on Salaries and Fees; HB 454, Franklin--tax penalties in Louisburg, Bunn and Youngsville Townships, sent to Committee on Counties, Cities and Towns; HB 455, Union--salary register of deeds, sent to Committee on Salaries and Fees; HB 456, Union--cotton weigher's pay, sent to Committee on Salaries and Fees; HB 457, Mitchell--register of deeds compensation, sent to Committee on Salaries and Fees;

HB 458, Mitchell--audit of funds, sent to Committee on Counties, Cities and Towns; HB 459, Lenoir--salary county commissioners, sent to Committee on Salaries and Fees; HB 460, Lenoir--compensation Kinston officials, sent to Committee on Salaries and Fees; HB 462, Currituck--sheriff's salary, sent to Committee on Counties, Cities and Towns; HB 463, Currituck--water survey, sent to Committee on Counties, Cities andTowns; HB 464, Currituck--stock law, sent to Committee on Counties, Cities and Towns; HB 465, Currituck--sureties on official bond, sent to Committee on Counties, Cities and Towns; HB 484, Franklin--conveyance Louisburg property, sent to Committee on Judiciary No. 2; HB 496, Surry-- compensation county surveyor, sent to Committee on Salaries and Fees.

Bills reported favorably:

SB 84, Emergency re-employment retired teachers, as amended; SB 200, Feeble-minded Negroes Goldsboro State Hospital; SB 217, Uniform registration assistance applicants; SB 223, Zebulon Baird Vance memorial commission; SB 225, Jackson Training and Industrial School; SB 229, Marriage license return, as amended; SB 232, Discharge of representatives of decedents; SB 233, Johnston--Benson incorporation; SB 235, Duplin--selection judge and prosecuting attorney; SB 237, Iredell--Iredell-Rowan drainage district No. 1; SB 240, Administrative rules and regulations; SB 242, Columbus--adjustment delinquent taxes; SB 245, Columbus--sale of land for taxes; SB 246, Iredell--extending terms of office; SB 247, Iredell--Statesville mayor's term; HB 144, Wine control, as amended; HB 162, Probate soldiers wills; HB 183, Stanly--Aquadale charter; HB 200, Defense after judgment, as amended; HB 301,Davidson--library tax; HB 318, Bank attestation; HB 376, Macon--commissioners' terms; HB 405, Optometrists' sales tax; HB 418, Exceptions to referee's reports; HB 424, Rowan--dog damage; HB 435, Guilford--High Point down project payment; HB 470, Guilford--trackless trolleys; HB 474, Ashe--Walnut Hill cemetery.

Bills reported unfavorably:

HB 145, Life estate forfeiture.

Bills re-referred to Committees:

HB 239, Farm vehicle registration, to Roads.

Bills passed 2nd reading:

SB 54, Nine months school term as amended to provide: that the Governor may reduce the term to 170 days if revenue decreases justify; appropriations to support the ninth month for the next two fiscal years; and that the determination of the number of teachers shall be on the basis of the average daily attendance figures of the continuous six months period of the preceding year during which the average daily attendance was highest; HB 107, Commercial feeding stuffs, as amended to eliminate the 8 1/3 pound package, add a new section providing that any manufacturer, dealer, etc., violating the provisions of the Article shall be guilty of a misdemeanor, and provide that the Act shall not affect the provisions of the Uniform Weights and Measures Act; HB 108, Stock and poultry tonics, as amended to provide that only a statement of the ingredients of a preparation need be furnished, rather than the percentage of ingredients.

Bills passed 2nd and 3rd readings:

SB 121, Re-organization of Library Commission, as amended to provide that Library Commission shall consist of the State Librarian and four members; SB 174, Graham--membership board of education; SB 189, Montgomery--transfer of assets to general fund; SB 190, Montgomery--issuance of bonds by governing bodies; SB 191, Halifax--supervision of schools by board of education; SB 215, Soil conservation supervisors' pay; SB 220, Standard packages, grades and brands; HB 82, Re-employment retired State employees; HB 113, Slum clearance; HB 222, School bus transportation State Guard; HB 279, Re-investment proceeds contingent remainder sales; HB 280, Currituck--hog cholera; HB 286, Credit prior service teachers' retirement; HB 297, "Contract hauler" vehicles; HB 298, "Share the expense" autos; HB 307, Hybrid seed corn; HB 310, Bank lending limitation; HB 314, Deaf school textbooks.

Bills passed 3rd reading:

SB 216, Alamance--employees' war bonus; SB 224, Richmond--incorporation country club commission; SB 251, Cabarrus--compensation cotton weigher.

Bills placed upon the table:

HB 284, Industrial banks checking accounts; HB 285, Commercial banks installment loans.

BILLS RATIFIED

SB 44, Court costs benefit officers' fund; SB 48, Greene--C.S.C. reports; SB 56, Forsyth--C.S.C. salary; SB 73, Cabarrus--Concord cemetery commission; SB 80, Buncombe--Asheville library board; SB 81, Wilson--board of commissioners clerk; SB 92, Haywood--Canton school taxes; SB 100, Rockingham--Reidsville Recorder's Court; SB 101, Rockingham--salaries deputy C.S.C.; SB 128, Haywood--Canton police jurisdiction; SB 131, Stanly--"City" of Albemarle; SB 133, Mecklenburg--officials' salaries; SB 140, Cleveland--Mooresboro dissolution; SB 153, Montgomery--commissioners' terms; HB 40, Acknowledgment of instruments in armed services; HB 41, Deposition in armed services, HB 131, Guilford--assistant solicitor; HB 140, Avery--court terms; HB 164, Workmen's Compensation benefits; HB 168, Admission of Indians at Morganton; HB 195, Wilkes--Turnkey fee; HB 223, Age limit State Guard; HB 224, Renewal guardian bonds; HB 237, Veterans employment preference; HB 243, Cumberland--drainage district; HB 248, "Commissioner of Insurance"; HB 255, Validating trustees' deeds; HB 257, Corporate acknowledgments; HB 261, Martin--juror fees; HB 264, Cleveland--Kings Mountain Recorder's Court; HB 271, Members armed forces, University trustees; HB 274, Bladen--salaries of certain officers; HB 288, Tyrrell--Recorder's Court jury; HB 293, New Hanover--Wilmington constable; HB 311, Warren--Recorder's Court juries; HB 316, Hertford--jailer's allowance; HB 320, Mecklenburg--Charlotte special assessments; HB 326, Nash--paving assessments church property in Rocky Mount; HB 331, Pitt--Winterville elections; HB 332, Clay--accountant's pay; HB 344, Franklin--deputy sheriff's salary; HB 353, Rockingham--Reidsville airport; HB 367, Washington--Recorder's Court jury fees; HB 372, Camden--Recorder's salary; HB 380, Bertie--dog damage; HB 431, Caldwell--clerk Recorder's Court salary.

Next sessions: Senate and House, 10:00 A.M., February 20, 1943
(Local bills only.)

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA
P. O. BOX 1657
TELEPHONE 33361
FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 40
February 20, 1943

Sessions: Senate and House—10:00 A. M.

BILLS INTRODUCED: SENATE

SB 262. (Public) - Ballentine

"Relating to withdrawal of deposits from the State Employees' Credit Union." (May be withdrawn on form prescribed by Union, and Union authorized to charge a maximum fee of 10¢ per draft.) Sent to Committee on Agriculture.

SB 263. (Local - Yancey) - Brown by request

"For the relief of W. A. Hall, former sheriff and tax collector of Yancey County." (Removes bar of statute of limitations against action to recover overpayment in settlement of taxes.) Sent to Committee on Counties, Cities and Towns.

BILLS INTRODUCED: HOUSE

HB 592. (Local - Ashe) - Blevins

"To require any electric membership authority operating in Ashe County, North Carolina, to publish semi-annually a financial statement." (As indicated. Also makes rate discrimination illegal.) Sent to Committee on Judiciary No. 1.

HB 593. (Local - Richmond) - Greene

"To provide for the compensation of the clerk of the Recorder's Court of Hamlet District, Richmond County." (Set at $600 per year, in addition to any other compensation he may be entitled to by virtue of any other office.) Sent to Committee on Salaries and Fees.

HB 594 (Local - Haywood) - Palmer

"To fix the salary of the assistant clerk of the Superior Court of Haywood County." (Set at $100 per month.) Sent to Committee on Salaries and Fees.

HB 595. (Local - Haywood) - Palmer

"Fixing the terms of office of the chairman and members of the Board of County Commissioners, the Register of Deeds, the Tax Collector, and the County Surveyor, and to extend the terms of office of the present incumbents in said offices." (A chairman and 2 members of the board of commissioners, the register of deeds , tax collector and surveyor to be elected in 1946, and terms of incumbents extended to such election.) Sent to Committee on Counties, Cities, and Towns.

HB 596. (Private) - Hudson

"To reimburse I. T. Sharpe of Forsyth County for damages to his automobile through collision with a school bus on May 7, 1942." (State School Commission authorized to investigate and pay not to exceed $50.) Sent to Committee on Appropriations.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 154, Emergency War Powers, to Interstate Cooperation; SB 174, Graham--membership board of education, to Counties, Cities and Towns; SB 189, Montgomery--transfer of assets to general fund, to Finance; SB 190, Montgomery--issuance of bonds by governing bodies, to Finance; SB 191, Halifax--supervision of public schools, to Education; SB 216, Alamance--employees war bonus, to Counties, Cities and Towns; SB 224, Richmond--Country Club Commission, to Counties, Cities and Towns; SB 215, compensation conservation district supervisors, to Appropriations; SB 220, standard packages and brands, to Agriculture.

Bills passed 2nd and 3rd readings:

HB 305, Bertie--Aulander tax foreclosure; HB 377, Macon--nominations under convention system, as amended to place Graham County under convention system; HB 519, Cumberland--Fayetteville police civil service; HB 571, Caldwell--regulating juke boxes.

SENATE CALENDAR ACTION

Bills received from the House:

HB 192, Rutherford--Rutherfordton mayor and commissioners, to Counties, Cities and Towns; HB 196, Brunswick--sale of county property, to Finance; HB 309, Currituck--public property insurance, to Counties, Cities and Towns; HB 358, Onslow--cemetery tax, to Counties, Cities and Towns; HB 369, Department of Archives and History, to Judiciary No. 1; HB 381, Bertie--reimbursing sheriff re Elma Lloyd Parrish, to Counties, Cities and Towns; HB 382, Bertie--validating tax levies, to Counties, Cities and Towns; HB 408, McDowell--law library, to Counties, Cities and Towns; HB 409, Union--Recorder's Court salaries, to Counties, Cities and Towns; HB 415, Bertie--liability lost funds, to Counties, Cities and Towns; HB 433, Caldwell--barring taxes for 1931 and prior years, to Judiciary No. 1; HB 436, Pasquotank--hog cholera, to Agriculture; HB 440, Watauga--Boone municipal board of elections, to Election Laws; HB 447, Northampton--county library tax, to Finance; HB 449, Wayne--Goldsboro extension, to Counties, Cities and Towns; HB 451, Hoke--Raeford incorporation, mayor, tax rate, to Counties, Cities, and Towns; HB 482, Richmond--incorporation airport commission, to Counties, Cities, and Towns; HB 493, Cleveland--"City" Kings Mountain, to Counties, Cities and Towns; HB 494, Cleveland--Kings Mountain boundaries correction, to Counties, Cities and Towns; HB 495, Vance--Henderson candidates filing, to Counties, Cities and Towns; HB 497, Cumberland--professional bondsmen, to Judiciary No. 1; HB 507, Pender--dissolution Rocky Point charter, to Counties, Cities and Towns; HB 526 Burke--insuring official automobiles, to Counties, Cities and Towns; HB 530, Bertie--Windsor mayor and commissioners election, to Counties, Cities and Towns. HB 536, Richmond--county court officers and jurisdiction, to Counties, Cities and Towns.

Bills reported favorably:

HB 39, Mecklenburg--Public drunkenness, as amended.

Bills passed 2nd and 3rd readings:

SB 229, return of marriage license, as amended to apply to Beaufort County only; SB 235, Duplin--selection of judge and prosecuting attorney; SB 237, Iredell--Iredell-Rowan drainage district No. 1; SB 242, Columbus--delinquent taxes adjustment; SB 245, Columbus--time of sale of land for taxes; SB 246, Iredell--extending terms of office; SB 247, Iredell--Statesville mayor's term; HB 376, Macon--commissioners' terms; HB 424, Rowan--dog damage; HB 435, Guilford--High Point hydro-electric payment; HB 470, Guilford--Greensboro trackless trolleys; HB 474, Ashe--Walnut Hill cemetery.

Next sessions: Senate and House--8:00 P. M., February 22, 1943.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 41
February 22, 1943

Sessions: Senate--8:00 P.M.; House--8:00 P.M.

BILLS INTRODUCED: SENATE

SB 264. (Private) - Brown
"To afford relief to Vernie Towe, widow, and Vaughtie Lucille Towe, minor child, of Deputy Sheriff William E. Towe, deceased, late of Yancey County, North Carolina." (Allows the widow of the deputy sheriff of Yancey County, whose claim for compensation was not filed within the year allowed by the compensation laws, to file her claim at any time prior to June 1, 1943, and upon her so doing, and notifying the county commissioners, the Industrial Commission is authorized to hear the claim and to make such award as the widow and minor child may be found to be entitled to.) Sent to Committee on Counties, Cities and Towns.

SB 265. (Local - Caldwell) - Wilson
"To fix the salaries of the Judge and the Prosecuting Attorney of the Recorder's Court of Caldwell County." (Salary of judge to be $2,100 per annum, payable monthly, and the salary of the prosecuting attorney $1,800 per annum, payable monthly.) Sent to Committee on Salaries and Fees.

SB 266. (Local - Caldwell) - Wilson
"To amend Chapter 409 of the Public Laws of 1937, as amended, relating to the establishment of maximum working hours so as to provide relief for persons, firms, or corporations engaged in the processing of dairy products in Caldwell County." (Makes the chapter establishing maximum working hours inapplicable to persons, firms, or corporations engaged in the processing of dairy products in Caldwell County.) Sent to Committee on Agriculture.

SB 267. (Local - Johnston) - Benton
"To authorize the board of county commissioners of Johnston County and the governing bodies of all municipalities therein to refuse to issue wine or beer licenses." (Authorizes the board of county commissioners of Johnston County and the governing bodies of municipalities therein, in their discretion, to refuse to issue "on premises" and "off premises" licenses for the sale of beer and wine.) Sent to Committee on Counties, Cities and Towns.

SB 268. (Local - Johnston) - Benton
"Fixing and defining the term of the agricultural tenancy year in Johnston County." (Unless otherwise specifically contracted, the term of the agricultural tenancy year in Johnston County shall be from December 1, to December 1, and the tenant shall have no right to use the premises after December 1, of the year in which the tenancy terminates.) Sent to Committee on Counties, Cities and Towns.

SB 269. (Public) - Pittman
"To clarify Senate Bill 14, the same being the General Statutes of North Carolina." (See HB 614.) Sent to Committee on Recodification.

SR 270. (Resolution) - Pittman
"To provide for a commission on statutory revision." (See HR 613.) Sent to Committee on Recodification.

SB 271. (Local - New Hanover) - Wade
"To authorize the board of commissioners to extend the corporate limits of the City of Wilmington upon petition of a majority of the qualified voters in certain territory adjacent to the city." (Describes by metes and bounds 3 zones that are to be made a part of the City of Wilmington upon a petition signed by a majority of the qualified voters residing within said zones, being filed with the board of commissioners of Wilmington. Any one, two or all of said zones may be included upon filing of the required petition. Upon being included, the zone or zones to have all the rights and privileges of other portions of city.) Sent to Committee on Finance.

SB 272. (Local - New Hanover) - Wade
"To establish for the County of New Hanover and the City of Wilmington a special committee on post-war planning for economic stability." (Sixty days after ratification of this Act the commissioners of New Hanover County and the commissioners of Wilmington to meet in joint session and appoint a committee on post-war planning for economic stability, to be composed of not less than 5 nor more than 11 members, to serve without pay. Vacancies in committee to be filled by the commissioners in joint meeting. Committee to meet frequently to make inquiries and gather information to cushion the shock of post-war decrease in production; to keep informed as to any legislation passed by Congress designed to aid communities that may expect a post-war economic slump; to make reports of its findings to the commissioners; to make studies and recommendations. Commissioners of New Hanover and Wilmington to furnish quarters and secretarial help. Expenses incurred to be borne equally by City of Wilmington and County of New Hanover.) Sent to Committee on Counties, Cities and Towns.

SB 273. (Public) - Taylor
"To amend section 5875 of the Consolidated Statutes, relating to the compensation of the members of the Board of Directors of the State School for the Blind and Deaf at Raleigh." (Rewrites section to provide that board shall meet at stated meeting times and other necessary times, to be paid traveling expenses and such per diem for attended meetings as is provided for boards of other State institutions; back payments validated.) Sent to Committee on Appropriations.

SB 274. (Public) - Taylor
"To regulate the charges of agents and representatives collecting escheat claims from the University of North Carolina." (Makes it unlawful to charge a fee of more than 10% of amount collected for collecting from the University of North Carolina any money or property held by it under escheat laws, except in litigated cases, in which presiding judge is to fix compensation for any attorney representing such a claimant.) Sent to Committee on Judiciary No. 1.

SB 275. (Public) - Taylor
"To authorize the State Treasurer, with the approval of the Governor and Council of State, to reasonably compensate banks paying North Carolina bonds and coupons." (Authorizes State Treasurer, with the approval of the Governor and Council of State, to contract with banks to pay North Carolina bonds and

coupons from funds provided by the State, and to pay such banks reasonable compensation for performing such services. Compensation of bank to be paid from Contingency and Emergency Fund.) Sent to Committee on Finance.

SB 276. (Public) - Brooks and Sanders
"Providing for the regulation of aeronautics within this State; creating a State Aeronautics Commission; providing the powers and duties of such commission; to provide funds for its administration, the maintaining of existing airports and selection of future sites for additional airports; providing for the promulgation and issuance of rules and regulations by such commission." (North Carolina Aeronautics Commission created consisting of three members appointed by the Governor from men and/or women qualified by their knowledge of or interest in aviation. Chairman to be chosen by the commission. Overlapping terms of four years provided. Compensation to be $10.00 per day and traveling expenses of 10¢ per mile. Commission authorized to employ a Director of Aeronautics whose salary is to be fixed by the Advisory Budget Commission. The Commission and Director are empowered to appoint necessary assistants and fix their salaries. Authority granted to issue rules and regulations and adopt a seal. Among the duties of the commission are: maintenance, repair, or enlargement of airports; similar authority in connection with any new airport; assistance in the development of aviation; assistance in the promotion of air transportation; accept title to property; receive money from any branch of the Federal Government or from other sources; file its rules and regulations with the Secretary of State; and make an annual report to the Governor. Five cents tax per gallon for each gallon of oil and gas sold for aviation purposes levied, to be collected by the Revenue Department for the use of the commission; 75% usable by the commission for purposes of the Act; 25% to be expended by airport where collected for its maintenance; persons selling such motor fuel are required to make a separate report of the amount of gasoline sold.) Sent to Committee on Finance.

SB 277. (Local - Robeson) - Barker
"To fix the jury fees for all the Recorder's Courts of Robeson County." (Fixes the fee for juries in the recorders' courts of Robeson County at $1.50 per juror per day.) Sent to Committee on Salaries and Fees.

SB 278. (Local - Robeson) - Barker
"To provide for a county attorney on a salary basis for the County of Robeson." (Requires the county commissioners of Robeson County to appoint a county attorney to serve until the first Monday in December after the next biennial election, and appointee thereafter to serve for a term of 2 years. To perform usual duties of county attorney and, in addition, to serve as legal advisor and attorney for the register of deeds, clerk of court, board of education, superintendent of public instruction, and to be revenue and tax assistant to county manager. The salary of the county attorney to be fixed by the commissioners. Present contracts between Robeson County and attorneys to continue in force unless a mutual agreement with reference thereto is reached.) Sent to Committee on Salaries and Fees.

SB 279. (Public) - Cherry
"To authorize the refunding of deferred payments for license tags made by certain property hauling motor vehicle carriers affected by war conditions." (As title indicates.) Placed on calendar.

SB 280. (Local - Beaufort) - Daniel
"To repeal the special election of Washington School Administrative Unit providing for a nine months school term." (As title indicates.) Passed 2nd and 3rd readings and sent to House.

BILLS INTRODUCED: HOUSE

HB 597. (Local - Pasquotank) - Midgett
"To authorize the board of commissioners of Pasquotank County to make additional appropriations after the adoption of the budget in any fiscal year." (As indicated, but no cash deficit may be incurred thereby.) Sent to Committee on Counties, Cities and Towns.

HB 598. (Local - Granville) - Hancock
"To amend chapter 302 of the Private Laws of 1913, to provide that the town clerk of the Town of Oxford shall be the clerk of the Mayor's Court, and to provide a turnkey fee." (As indicated. Clerk authorized to issue criminal process, but warrants of clerk to be based upon affidavits. Turnkey fee raised to 75¢.) Sent to Committee on Courts and Judicial Districts.

HB 599. (Local - Swain) - Edwards of Swain
"To fix certain fees of the Register of Deeds of Swain County." (Would allow Register of Deeds not to exceed $50 per month for services as clerk to the commissioners. To receive $1.25 for recording any instrument, except statutory form chattel mortgages, plus 15¢ for every 100 words in excess of 300 words. Fee for registering statutory form of chattel mortgage set at 20¢.) Sent to Committee on Salaries and Fees.

HB 600. (Public) - Loftin
"To amend section 255 of the Consolidated Statutes relating to contracts between husband and wife." (Would provide that in deeds of separation, the private examination of the wife shall be taken only by a judge or clerk of the Superior Court.) Sent to Committee on Judiciary No. 2.

HB 601. (Local - Guilford) - Moseley
"To amend chapter 37, Private Laws 1923, entitled 'An Act to incorporate the City of Greensboro, to define its corporate limits, and to provide for its government; to repeal the present charter of the City of Greensboro except as provided herein; to provide for the control and support of the present Greensboro School District, and for other purposes' as amended." (Amends the charter by rewriting sections 33 and 34 of the City Charter, relating to nomination of candidates, and sections 35 through 46, inclusive, relating to city elections.) Sent to Committee on Counties, Cities and Towns.

HB 602. (Local - Guilford) - Moseley
"To permit the County of Guilford to accept deeds for real estate in payment of taxes due thereon in lieu of foreclosure of the tax lien and to sell such property." (As indicated. Acceptance of deed not to interfere with lien for taxes due other taxing units or any other valid lien.) Sent to Committee on Judiciary No. 2.

HB 603. (Public) - Moseley
"To amend the statute prescribing the order in which persons are entitled to letters of administration in cases of intestacy." (Would strike out subsection 3 of C. S. 6, providing for the qualifying of the most competent creditor residing in the State to administer.) Sent to Committee on Judiciary No. 2.

HB 604. (Public) - Moseley
"To provide that a portion of the appropriation for each year for State aid for public libraries shall be set aside as a special equalizing fund." (Would require the N. C. Library Commission to set aside not less than 5% of the appropriation for the Public Library Service Fund each year to provide a special equalizing fund for assistance of counties needing it.) Sent to Committee on Library.

HB 605. (Local - Wake) - Hatch, Allen and Allen
"Authorizing the Board of County Commissioners to exempt properties taken for military reservations and airports from taxation for the year 1943." (As indicated. Relates to such property, the title to which had not passed from the original owner on January 1, 1943.) Sent to Committee on Judiciary No. 2.

HB 606. (Local - Wake) - Hatch, Allen and Allen
"To repeal chapter 278 of the Private Laws of 1907 incorporating 'The Town of Royall Cotton Mills'." (Dissolves the charter of Royall Cotton Mills.) Sent to Committee on Counties, Cities and Towns.

HB 607. (Public) - Reynolds and Davis
"To amend section 1 of chapter 382 of the Public Laws of 1941, relating to the appointment of a commission to study and determine the advisability and feasibility of establishing a nautical school in the State of North Carolina, to extend the operation of the Act until July 1, 1944." (As indicated.) Sent to Committee on Judiciary No. 2.

HB 608. (Local - Harnett) - Jernigan
"To prohibit the manufacture, purchase, sale, dealing in, transportation, possession, advertisement and use of pyrotechnics in Harnett County." (As indicated, but fireworks display may be permitted in connection with public exhibitions and celebrations under permit to be issued by the sheriff or chief of police in municipalities. Possession of pyrotechnics except as permitted would be prima facie evidence of violation of the Act.) Sent to Committee on Judiciary No. 2.

HB 609. (Local - Harnett) - Jernigan
"To prohibit the sale of beer or wine in Harnett County between the hours of 9:00 P.M. Saturday and 8:00 A.M. Monday." (As title indicates.) Sent to Committee on Finance.

HB 610. (Local - Sampson) - Honeycutt
"To incorporate the Town of Harrells Store in Sampson County." (Would incorporate all territory within ½ mile of the intersection of N. C. Highway 60 and Kerr Station Road in Sampson County. Appoints R. R. Walker as Mayor and H. P. Page, R. W. Ward, L. T. Johnson and D. A. Jarvis as aldermen to serve until May, 1945, said officials to be elected biennially thereafter. B. H. Hall is appointed Town Clerk for the term of present Board of Aldermen, thereafter Town Clerk to be appointed by the board. General laws governing municipal corporations to apply.) Sent to Committee on Counties, Cities and Towns.

HB 611. (Local - Davie) - Alexander
"To provide for absentee voting in local county general elections in Davie County." (As title indicates. Right restricted to electors actually employed by the Federal or State government and necessarily absent from the county in the performance of their duties, including public school teachers and persons in the military or naval branch of the government. Absentee voting to be confined to the local and county officers, including members of the State House of Representatives and upon local and county propositions. Procedure set out.) Sent to Committee on Elections and Election Laws.

HB 612. (Local - Guilford) - Caveness

"To authorize and empower the Board of County Commissioners of Guilford County to offer rewards for fugitives from justice." (As title indicates.) Passed three readings and sent to the Senate.

HR 613. (Resolution) - Halstead

"To provide for a Commission on Statutory Revision." (As indicated. Commission of 12 composed of Senators Carlyle, Hodges, Hudgins, Matheny, Pittman, and Representatives Barker, Davis, Ferree, Grimes, Halstead, Moseley and Ramsay, to advise and cooperate with the Attorney General and Division of Legislative Drafting with respect to clarifying statutes and amendments to be proposed to the 1945 Session. Members to receive per diem of $7 plus necessary travel expenses.) Sent to Committee on Recodification.

HB 614. (Public) - Halstead

"To clarify Senate Bill No. 14, the same being the General Statutes of North Carolina." (Makes clarifying and correctional changes in the General Statutes, to become effective on the effective date of the General Statutes, to-wit: January 1, 1944.) Sent to Committee on Recodification.

HB 615. (Local - Carteret) - Gibbs

"To amend chapter 158 Private Laws Session 1933 so as to extend the time for the payment of special assessments for local improvements in the Town of Morehead City." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 616. (Local - Rowan) - Ramsay and Uzzell

"To amend chapter 8 of the Public-Local Laws of 1931 being an Act providing for a peace officers' relief fund for the City of Salisbury and Rowan County." (Makes clerk of the Superior Court an ex officio member of the executive board.) Sent to Committee on Judiciary No. I.

HB 617. (Public) - Grimes

"To amend chapter 335 of the Public Laws of 1929, as amended, as it relates to anglers' license requirements." (Adds 50¢ to cost of fishing licenses, said additional sum to be used for the purchase and lease of land and water for fish propagation or public fishing. County license not required for county residents unless artificial lures or baits are used. Strikes out requirement for wearing license button.) Sent to Committee on Conservation and Development.

HB 618. (Public) - Grimes

"To amend chapter 486 of the Public Laws of 1935, relating to game laws and hunting license fees." (Increases hunting license fees, except fee for county hunting license, 50¢, said additional sum to be used for development of game and fish.) Sent to Committee on Conservation and Development.

HB 619. (Public) - Vann

"To amend chapter 407 of the Public Laws of 1937, as amended, relating to motor vehicles." (Revises the law relating to the registration of motor vehicles.) Sent to Committee on Roads.

SENATE CALENDAR ACTION

Bills received from the House:

HB 305, Bertie--Aulander tax foreclosure, to Judiciary No. 2; HB 467, Washington--deputy sheriffs, to Counties, Cities and Towns; HB 519, Cumberland--Fayetteville police department civil service commission, to Counties, Cities and Towns; HB 571, Caldwell--regulating juke boxes, to Propositions and Grievances; HB 612, Guilford--reward for fugitives, passed 2nd and 3rd readings.

Bills reported favorably:

HR 333, Resolution--employers' experience rating.

Bills taken from table, re-referred to Committees:

HB 284, Industrial banks checking accounts, to Banks and Currency; HB 285, Commercial banks installment loans, to Banks and Currency.

Concurrence in House amendments:

SB 157, Robeson--Commissioners District No. 6.

Bills passed 2nd reading:

SB 233, Johnston--Benson, incorporation; HB 183, Stanly--Aquadale charter; HB 301, Davidson--library tax.

Bills failed 2nd reading:

HB 39, Mecklenburg--public drunkenness, as amended.

Bills passed 2nd and 3rd readings:

SB 29, Board of Education constitutional amendment, Committee Substitute amended to reduce the number of members-at-large from 4 to 2 and to regulate the terms for which members shall be appointed; SB 217, Uniform registration assistance applicants; SB 225, Jackson Training School; SB 232, Discharge decedents' representatives; SB 240, Administrative rules; Beaufort--Washington, school election; HB 162, Probate soldiers' wills; HB 200, Defense after judgment, as amended to exempt members of armed forces from provisions of the Act; HB 318, Bank deeds attestation; HB 405, Optometrists' sales tax; HB 418, Exceptions to referee's report; HB 612, Guilford--reward for fugitives.

Bills passed 3rd reading:

SB 54, Nine months school term; SB 251, Cabarrus--compensation cotton weigher; HB 107, Commercial feedstuffs; HB 108, Stock and poultry tonics.

Bills indefinitely postponed:

SB 231, Relief Bradley Transit Company; SB 247, Iredell--extending terms of office.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 121, Library Commission, to Library; SB 235, Duplin--selection judge and prosecuting attorney, to Courts and Judicial Districts; SB 237, Iredell--Iredell--Rowan Drainage District No. 1, to Counties, Cities and Towns; SB 242, Columbus--adjustment delinquent taxes, to Judiciary No. 2; SB 245, Columbus--time of tax sales, to Judiciary No. 1; SB 246, Iredell--extending terms of office, to Courts and Judiciary Districts; SB 247, Iredell--Statesville mayor term, to Counties, Cities and Towns; HB 345, Franklin--register of deeds' salary, for concurrence in Senate amendment, amendment concurred in.

Bills recalled from the Senate:
HB 214, Prior service state employees' retirement.

Bills recalled from Committee:
HB 432, Caldwell--salaries recorder's court officials, from Counties, Cities and Towns.

Bills tabled:
HB 432, Caldwell--(See above.)

Bills passed 2nd reading:
SB 173, Alamance--hospital bonds.

Bills passed 2nd and 3rd readings:
SB 135, Graham--commissioners' terms; SB 143, Durham--salaries public officials, as amended to provide that commissioners are to be paid a per diem of $10 but for not more than 48 days per year, sent to Senate for concurrence.

Bills passed three readings:
HB 612, Guilford--reward for fugitives.

Bills passed 3rd reading:
SB 99, Rockingham--Reidsville health ordinances; HB 19, Revenue bill, Committee Substitute, as amended, HB 441, Sampson--jail repair tax levy; HB 531, Bertie--Kelford tax rate.

BILLS RATIFIED

SB 30, Lot Appomattox Courthouse National Historical monument; SB 89, Purchase and distribution general statutes; SB 91, Improvement Appalachian State Teachers College; SB 124, Custody of children in divorce; HB 82, Reemployment retired state employees; HB 113, Slum clearance; HB 222, School bus transportation State Guard; HB 279, Reinvestment proceeds contingent remainder sales; HB 280, Currituck--hog cholera; HB 286, Credit prior service teachers' retirement; HB 297, "Contract hauler" trucks; HB 298, "Share the expense" autos; HB 307, Hybrid seed corn; HB 310, Bank lending limitation; HB 314, Deaf school textbooks; HB 338, New Hanover--teacher pensions; HB 351, Local unit remittance to Teachers' Retirement Fund; HB 365, Tyrrell--emergency school superintendent; HB 376, Macon--commissioners terms; HB 413, Wayne--professional bondsmen; HB 424, Rowan--dog damage; HB 435, Guilford--High Point hydro-electric payment; HB 470, Guilford--Greensboro trackless trolleys; HB 474, Private--Walnut Hill cemetery; HR 543, Resolution--Memorializing Captain Wicker.

Next sessions: Senate and House--12:00 noon, February 23, 1943.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 42
February 23, 1943

Sessions: Senate--12:00 noon; House--12:00 noon.

BILLS INTRODUCED: SENATE - (All bills sent to Calendar Committee)

SB 281. (Public) - Horton

"To abolish the State School Commission, the State Textbook Commission, the State Board of Vocational Education and the State Board of Commercial Education, and to transfer their powers, functions and duties to the State Board of Education created by the constitutional amendments adopted in 1942 and to provide for the powers, functions and duties of said newly created State Board of Education in keeping with the provisions of the constitutional amendments." (As title indicates. Makes the necessary changes and adjustments to put the Board of Education amendments into effect.)

SB 282. (Local - Haywood) - Bailey

"Nullifying the collection of taxes levied for the years 1927 to 1936, inclusive, by the Town of Canton, except where suit has been instituted thereon." (As title indicates; cost of keeping books greater than amount of taxes uncollected.)

SB 283. (Public) - Wilson

"To provide recommendations as to indemnity to persons erroneously convicted of felonies in the State of North Carolina." (Sets up procedure for persons erroneously convicted and imprisoned to present claim for pecuniary damage suffered, obtain a hearing, and prove their case. State Treasurer to present the findings to the General Assembly and recommend the proper appropriation, not to exceed $5,000.)

SB 284. (Public) - Mitchell

"Providing that upon the extension of the corporate limits of any municipality, coterminous boundaries of city administrative units shall be likewise extended." (As title indicates. When boundaries are so extended by vote, such vote likewise to authorize levying of such special taxes for school purposes in the new territory as have been authorized by voters within former boundaries of such city administrative unit.)

SB 285. (Local - Iredell) - Mitchell

"To authorize Iredell County to extablish and maintain a county law library." (Authorizes county commissioners to establish law library for the free use of judges, solicitors, lawyers and public officials. Fees to be taxed in Superior Court, Iredell Recorder's Court, Statesville Mayor's Court, and Mooresville Recorder's Court: in criminal cases, 50¢ for misdemeanors and $1.00 for felonies; in civil cases, $1.00; no fees to be taxed against Iredell County. Money to be collected by clerks of courts and used by bar association library committee to purchase books and equipment.)

SB 286. (Local - New Hanover) - Wade

"Authorizing the City of Wilmington, North Carolina, to acquire the utility properties of the Tide Water Power Company in the southeastern portion of the State, and to improve, extend, enlarge, reconstruct, maintain, repair and operate such properties; providing for the creation of the Wilmington Utilities Commission and fixing the powers and duties of such Commission; providing for the issuance of revenue bonds of the city, payable solely from earnings, to pay the cost of such acquisition and of such improvements; providing that no debt of the city shall be incurred in the exercise of any of the powers granted by this Act; providing for the imposition and collection of fees, rates and charges for the services and facilities rendered by such utilities, and for the application of such revenues; authorizing the issuance of revenue refunding bonds; providing for the execution of trust agreements to secure the payment of such revenue bonds without mortgaging or encumbering such properties; making such bonds exempt from taxation; and providing for payments to counties, cities and towns in lieu of taxes." (As title indicates. City authorized to acquire utilities now owned by Tide Water in Beaufort, Bladen, Brunswick, Carteret, Columbus, Craven, Cumberland, Duplin, Greene, Jones, Lenoir, Onslow, New Hanover, Pamlico, Pitt, Pender, Sampson and Wayne Counties. Wilmington Utilities Commission created to act for City under the Act; salaries and duties regulated; powers, including eminent domain, set out.)

SB 287. (Local - Warren) - Poindexter

"To fix the salaries of certain officials of Warren County and to confer upon the Board of Commissioners of Warren County discretionary powers with respect to salaries." (Salaries fixed: Register of Deeds, $150 per month; Judge of Recorder's Court, $100 per month; deputy clerk of Superior Court, $100 per month, subject to increase by Commissioners. Commissioners authorized to increase salaries of officials and employees not to exceed 10%, to be a war bonus; authorization not to extend beyond December 1, 1944. Commissioners may allow clerk of Superior Court additional compensation for services as clerk of Recorder's Court and juvenile judge. Salary increases to take effect as of January 1, 1943.)

SB 288. (Local - Warren) - Poindexter

"To repeal chapter 75 of the Public Laws of 1937 exempting Warren County from that part of section 1681 of the Consolidated Statutes which requires payment for damages done by dogs, and to make provisions for payment of such damages in Warren County." (Would bring county back within the provisions of the section and add a new section setting up a dog tax fund to be used for the sole purpose of paying claims arising under this section. Payment to be made only for injury to livestock which has been properly listed for ad valorem taxes.)

SB 289. (Local - Rutherford) - Matheny

"To amend chapter 357 of the Public Laws of 1941 to exempt the City of Forest City in Rutherford County from section 9A thereof." (Exempts Forest City from section requiring a vote on the question of a tax levy for the purpose of providing a retirement system for employees of counties, cities and towns.)

SB 290. (Local - Rutherford) - Matheny

"Relating to unclaimed fees of jurors and witnesses in Rutherford County." (All unclaimed jury and witness fees paid into office of Clerk of Court three years or more ago to be turned over to Treasurer for use of school fund. Clerk to turn over on January 1st of each year, for use of school fund, all such fees which have been in his hands for the preceding three years.)

SB 291. (Local - Rutherford) - Matheny

"To provide a fund for the extension, maintenance and support of Rutherford County Bar Library by amending section 4 of chapter 86 of the Public-Local Laws of 1939." (Fees for the benefit of library to be taxed as part of costs in cases tried in Recorder's Court as well as Superior Court.)

BILLS INTRODUCED: HOUSE

HR 620. (Resolution) - Reynolds
"Expressing appreciation to Captain Charles P. Graff and Hon. John W. Umstead, Jr., for arranging the visit of the General Assembly to the Navel Pre-Flight School in Chapel Hill." (As title indicates.) Passed 3 readings and sent to the Senate.

HB 621. (Private) - Hatch
"Authorizing the State School Commission to compensate J. H. Williams, father and guardian of Howard Williams and Essie Williams, both minors, Mrs. Annie Kelbaugh, mother and guardian of Annie May Kelbaugh, a minor, Mrs. Effie Marcom, mother and guardian of Leonard Marcom, a minor, E. A. King, father and guardian of Weldon King, a minor, for personal injuries sustained by reason of a school bus wreck on March 21, 1941." (Would authorize State School Commission to investigate and pay such sums as it deems proper.) Sent to Committee on Appropriations.

HB 622. (Local - Mecklenburg) - Tonissen, Ritch, Sims and McDougle
"To prohibit the City of Charlotte from charging or collecting any license tax on motor vehicles." (License tax or registration fee not to be charged by the city after Jan. 1, 1944.) Sent to Committee on Counties, Cities and Towns.

HB 623. (Local - Mecklenburg) - McDougle, Ritch, Tonissen and Sims
"To amend chapter 307 Public-Local Laws of North Carolina session of 1941." (Would confer jurisdiction upon the Superior Court for Mecklenburg County to hear and issue appropriate orders concerning the transfer of assets and liabilities of Charlotte Firemen's Retirement Fund Ass'n to the Local Governmental Employees Retirement System if and when the City of Charlotte may elect to come under said system. One or more persons of each class having an interest in the firemen's fund to be made parties to the action.) Sent to Committee on Counties, Cities and Towns.

HB 624. (Public - Mecklenburg) - Ritch, McDougle, Tonissen and Sims
"To amend section 3181 of the Consolidated Statutes relative to the abatement of nuisances." (Provides that, applicable to Mecklenburg only, notice of intention to bring action to abate nuisance must be served upon the owner of the premises, and if upon the hearing it appears to the judge that subsequent to the notice, the nuisance had been abated, the proceeding shall be dismissed. If upon final hearing the jury finds that the nuisance had been abated within 10 days after service of notice, the action shall be dismissed.) Sent to Committee on Counties, Cities and Towns.

HB 625. (Public) - Dolley
"To regulate the purchase of live-stock and poultry so as to prevent black markets and larceny." (Purchasers for resale from persons other than licensed dealers in such products or members of purchaser's family, must keep record of all such purchases showing details of the transaction, including the name and address of the seller. No such purchases to be made between the hours of 1 hour

after sunset and 1 hour before sunrise.) Sent to Committee on Judiciary No. 2.

HB 626. (Local - Montgomery) - McAulay
"Relating to officers' fees in connection with the State Liquor Law in Montgomery County." (Officers to receive fee of $25 for the capture of any vehicle being used in illegal transportation of liquor, to be taxed as part of the costs but to be paid only from the proceeds of the sale of such vehicle; and a fee of 10% of the net proceeds of sale of captured liquor. Fees to be divided if more than 1 officer participates in capture.) Sent to Committee on Salaries and Fees.

HB 627. (Local - Washington) - Sumner
"To provide for the distribution of profits from the Alcoholic Beverage Control Stores in Washington County." (15% of the net profits derived from operation in Plymouth and Creswell to be paid into respective general funds of the two towns, to be used exclusively for cost of police protection; but no profit to be paid to the town unless in the opinion of the county ABC board such town is providing adequate police protection for the liquor stores. Settlement to be made quarterly. Profit to be allocated "from and after April 1, 1943," but effective date of Act would be January 30, 1944.) Sent to Committee on Counties, Cities and Towns.

HB 628. (Local - Davidson) - Smith
"To amend section 2366 of the Consolidated Statutes, as amended, relative to the forfeiture of right of possession of land by tenant or cropper, by making same applicable to Davidson County." (Section provides for forfeiture upon willful refusal of tenant to perform contract.) Sent to Committee on Judiciary No. 1.

HB 629. (Local - Polk) - McDonald
"To authorize the county commissioners of Polk County to turn into the general fund all taxes collected for the year 1937, and all prior years." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 630. (Public) - Caveness and Turner of Guilford
"To amend the Constitution and provide for the prosecution of criminal offenses by information and regulating the use of grand juries." (As title indicates; all offenses heretofore required to be prosecuted by indictment to be chargeable by information. Grand juries are only to be summonsed by the judge at any term of the Superior Court. The judge is directed to have the officers in charge of drawings to draw the names of 24 persons; when organized and sworn they are charged to investigate offenses as directed by the judge. A grand jury must be summonsed at least once a year. The Amendment is to be submitted at next general election.) Sent to Committee on Constitutional Amendments.

HB 631. (Public) - Blalock and Pritchett
"To amend chapter 178 of the Public Laws of 1935 relating to forest fire control." (Would strike out the requirement that emergency must exist before commissioners could authorize expenditure of more than 5 mills per woodland acre to meet county's part of fire control cost.) Sent to Committee on Judiciary No.1.

HB 632. (Public) - Blalock and Pritchett
"To amend section 4309 of the Consolidated Statutes, as amended, relating to setting fire to woodlands, so as to make willful or malicious acts in violation thereof a felony." (As title indicates. Section also relates to setting fire to brushland and grass land, as well as woodland, without giving adjoining property owners notice and keeping proper watch.) Sent to Committee on Judiciary No. 1.

HB 633. (Public) - Moore of Wilson
"To amend section 2308 of the Consolidated Statutes, relating to interest on obligations due guardians, so as to make the rate of interest at least 4% and not more than the legal maximum." (As indicated, but not to affect authority to invest in bonds and securities as now permitted.) Sent to Committee on Judiciary No. 1.

HB 634. (Local - Beaufort) - Grimes
"To amend the charter of the Town of Belhaven and to provide the method of electing the members of the board of aldermen." (Would repeal provision for the election of 3 members of the board from the east side and 2 from the west side of Haslin Street.) Sent to Committee on Counties, Cities and Towns.

HB 635. (Local - Madison) - Hutchins
"To provide that taxes which are 3 years or more delinquent shall, when collected, accrue to the benefit of and be deposited in the general and education fund of Madison County." (As title indicates. Not more than $2,000 to be deposited to credit of the general fund in any one year.) Sent to Committee on Counties, Cities and Towns.

HB 636. (Local - Johnston) - Fulghum and Wallace of Johnston
"To place an additional penalty upon delinquent personal property taxes in Johnston County to defray expense of collection of said taxes and to pay for publishing list in newspaper." (Additional penalty to be not in excess of amount charged for advertising and selling real estate for taxes.) Sent to Committee on Counties, Cities and Towns.

HB 637. (Private) - Gibbs
"To reimburse C. C. Hill for damages to a Ford pick-up truck caused by a school bus." (State School Commission authorized to investigate and pay not more than $325.) Sent to Committee on Appropriations.

HB 638. (Public) - Ferree
"To amend section 8 of Article X of the Constitution of North Carolina, relating to deeds to homesteads, to provide for a vote of the people on the question of abolishing private examination of married women." (As title indicates.) Sent to Committee on Constitutional Amendments.

HB 639. (Local - Lenoir) - Wallace of Lenoir
"To amend chapter 383 of the Public Laws of 1939, amendatory of section 65(a) of the Consolidated Statutes, relating to the payment of money into the office of the clerk of the Superior Court so as to make said section apply to Lenoir County." (Relates to payment of sums not exceeding $300 due intestates.) Sent to Committee on Judiciary No. 1.

HB 640. (Local - Henderson) - Burgin
"To authorize the board of commissioners of Henderson County to operate the county jail, and to regulate the salaries of certain officials." (May appoint a jailer, with approval of sheriff, and pay out of general fund the cost of operating the jail. All jail fees, etc., to be turned into general fund. Authority of sheriff over prisoners not to be affected. Validates operation of jail by commissioners in conformity with provisions of the bill since December, 1942. Three regular sheriff's deputies and the assistant clerk of the Superior Court to be paid a monthly supplement of $25 for two years beginning July 1, 1943.) Sent to Committee on Counties, Cities and Towns.

HB 641. (Local - Henderson) - Burgin

"To amend and extend the provisions of chapter 492 of the Public-Local Laws of 1939, relating to the collection of delinquent taxes in Henderson County." (Provisions of section, which permits commissioners to revalue real or personal property upon which taxes are delinquent and to settle delinquent taxes, and to employ assistant to tax collector at salary of $100 per month plus commissions not to exceed $100 per month. Bill also authorizes commissioners to release taxes for 1930 and prior years when the cost of collection will equal or exceed the small amount outstanding.) Sent to Committee on Counties, Cities and Towns.

HB 642. (Local - Henderson) - Burgin

"To appoint a member of the board of water commissioners of the City of Hendersonville." (R. C. Sample named for a term of 6 years, to begin at expiration of the term he is now serving.) Sent to Committee on Counties, Cities and Towns.

HB 643. (Local - Clay) - Cherry

"To repeal chapter 462 of the Public-Local Laws of 1939, relating to the sale of beer, wine, and alcoholic beverages within certain distances of churches and public schools in the Town of Hayesville, Clay County, and to re-enact chapter 157 of the Public-Local Laws of 1935, relating to the sale of beer or other alcoholic beverages in the Town of Hayesville, Clay County, and Clay County." (Chapter 157 of the Public-Local Laws of 1935 relates to the registration of firearms in Durham County, but chapter 157 of the Private Laws of 1935, intended to be re-enacted, made illegal the sale of alcoholic beverages within 100 yards of any public school or church within the corporate limits of Hayesville, or within 300 yards of any public school or church in Clay County outside the corporate limits of Hayesville.) Sent to Committee on Finance.

HB 644. (Local - Rutherford) - Price

"To prohibit the sale of wine or beer in Rutherford County between the hours of 9 o'clock, P.M., Saturday and 7 o'clock, A.M., Monday." (As title indicates.) Sent to Committee on Finance.

HB 645. (Private) - Stoney

"To authorize the commissioners of Burke County to reimburse Roy Morrison, former rural policeman, for money paid by him in settlement of claims of the estate of E.A. Beck, who was injured in a collision with a car operated by Roy Morrison while in the discharge of his official duties as rural policeman for Burke County, not to exceed $1,000." (As title indicates.) Sent to Committee on Appropriations.

HB 646. (Local - Harnett) - Jernigan

"To amend chapter 75 of the Public Laws of 1933 regulating fees in Harnett County, to increase the sheriff's fee for arrest." (Fee for arrest increased to $1.50, plus 50¢ for taking bond.) Sent to Committee on Salaries and Fees.

HB 647. (Public) - Hudson

"To prescribe a method for releasing powers of appointment." (Powers to be released or limited by an instrument in writing executed by the holder of the power and delivered to an adverse party or to one of the fiduciaries, if any, having power or control over property subject to power. Method not exclusive. No release or limitation made by the owner of the legal title to real property to be valid unless in writing, executed and acknowledged as in case of deeds, and recorded. No fiduciary having possession or control of property subject to power of appointment shall be bound by release or limitation of power without actual notice.) Sent to Committee on Judiciary No. 2.

HB 648. (Local - Yadkin) - Long
"To validate the official acts of the board of county commissioners of Yadkin County relative to certain investments of sinking funds in Forsyth County real estate." (As title indicates.) Sent to Committee on Judiciary No. 1.

HB 649. (Local - Camden) - Halstead
"To fix certain terms of Court in Camden County." (Would provide for terms to begin on second Monday in March and on the last Monday in August.) Passed 3 readings and sent to the Senate.

HB 650. (Local - Rowan) - Uzzell
"To amend chapter 37 of the Private Laws of 1905, relative to the tenure of office of the mayor and members of the board of aldermen of the Town of Spencer." (Terms to begin on July 1 (officers to be installed noon July 2 if July 1 is Sunday); terms of present officers extended until July 1, 1943.) Sent to Committee on Counties, Cities and Towns.

HB 651. (Public) - Uzzell
"To amend chapter 136, Public Laws of 1927, and chapter 247, Public Laws of 1937, to clarify and make more definite the jurisdiction of the North Carolina Utilities Commission." (As title indicates. Relates to franchise carriers by motor vehicle. Also permits the Utilities Commission in its discretion to issue temporary franchise certificates under national or State emergency not to exceed the duration thereof and 6 months. Carriers who were engaged in transporting property for compensation without a certificate to be issued a certificate as contract carrier without further proceedings, if application is made to the Commission by July 1, 1943 and it appears that operation was in good faith.) Sent to Committee on Public Utilities.

HB 652. (Public) - Uzzell
"To amend chapter 365 of the Public Laws of 1939, relating to the functions of the Utilities Commission with reference to rail and motor carrier rates, fares, charges, rules, regulations and practices." (As title indicates. Makes pertinent provisions apply to rates that would be "changed" rather than "increased.") Sent to Committee on Public Utilities.

HB 653. (Public) - Uzzell
"To clarify the motor vehicle laws and make certain the regulation of bus systems and taxi operations within cities." (Provides for issuance of franchises for city bus systems by the governing bodies of municipalities, to include operations to a point 1 mile outside of cities if commercially a part of the city, but not to interfere with inter-city carriers using streets to reach terminals, or their pick-up or delivery systems. Bus systems to file schedule of rates with city authorities, and if rates are not approved in 30 days, application may be made to the Utilities Commission to fix the rates. May also regulate taxis on call, and may prohibit cruising in cities having regular street bus service. Taxi fares to be subject to approval of municipal authorities. Municipal boards made courts of record for the purpose of taking appeals from rulings with regard to bus and taxi operations, and appeals to the Superior Court as in case of appeals from the N. C. Utilities Commission would be authorized.) Sent to Committee on Public Utilities.

HB 654. (Local - New Hanover) - Kermon
Wilmington Utilities Commission. See SB 286 above.

HB 655. (Local - Currituck) - Boswood
"Relating to hunting fox in Currituck County." (No license required "to hunt fox with dogs only in Currituck County" at any time of the year.) Sent to Committee on Game.

SENATE CALENDAR ACTION

Bills received from the House:

SB 147, Durham--salaries public officials and employees, placed on calendar for concurrence in House amendments; HB 19, Budget Revenue Bill, placed on calendar; HB 377, Macon--removal from primary law, to Calendar Committee; HB 441, Sampson--jail repair tax levy, to Calendar Committee; HB 531, Bertie--Kelford tax rate, to Calendar Committee; HR 620, Resolution of appreciation to Pre-Flight School, passed three readings.

Bills reported favorably:

SB 255, Guilford--airport authority; SB 263, Yancey--relieving former sheriff; SB 264, Yancey--relieving widow and minor child of deceased deputy sheriff; SB 267, Johnston--refusing "on premises" licenses; SB 268, Johnston--term of agricultural tenancy; SB 272, New Hanover--post-war planning committee; HB 46, Currituck--county officers' bonds, as amended; HB 100, Signing C.S.C. judgments, as amended; HB 192, Rutherford--Rutherfordton mayor and commissioners; HB 284, Industrial banks checking accounts; HB 285, Commercial banks installment loans; HB 305, Bertie--Aulander tax foreclosure; HB 309, Currituck--public property insurance; HB 336, Supervision mutual burial associations; HB 358, Onslow--cemetery tax; HB 369, Department of Archives and History; HB 373, Slander by radio; HB 381, Bertie--reimbursing sheriff re Elma Lloyd Parrish; HB 382, Bertie--validating tax levies; HB 408, McDowell--law library; HB 409, Union--Recorder's court salaries; HB 415, Bertie--liability lost funds; HB 433, Caldwell--taxes for 1931 and prior years barred; HB 449, Wayne--Goldsboro extension; HB 451, Hoke--Raeford incorporation; HB 462, Currituck--sheriff's salary; HB 465, Currituck--sureties on official bond; HB 473, Yancey--county accountant; HB 477, Macon--sheriff's compensation; HB 482, Richmond--incorporation airport commission; HB 484, Franklin--Louisburg property conveyance; HB 493, Cleveland--"City" Kings Mountain; HB 494, Cleveland--Kings Mountain boundaries correction; HB 495, Vance--Henderson candidates filing; HB 497, Cumberland--professional bondsmen; HB 519, Cumberland--Fayetteville police department civil service commission, as amended; HB 526, Burke--insuring official automobiles; HB 531, Bertie--Kelford tax rate; HB 536, Richmond--county court officers and jurisdiction.

Bills reported unfavorably:

HB 226, Increased bids fiduciaries' sales; HB 463, Currituck--water survey; HB 464, Currituck--stock law.

Bills reconsidered, placed back on calendar:

HB 39, Mecklenburg--public drunkenness, as to 2nd reading.

Bills returned to House:

HB 214, Prior service State Employees' Retirement, for further consideration.

Bills passed 2nd and 3rd readings:

SB 84, Emergency reemployment retired teachers, as amended to clarify; SR 200, Resolution--feeble-minded negroes Goldsboro State Hospital; SR 223, Resolution--Vance Memorial Commission; SB 233, Johnston--Benson incorporation; HB 183, Stanly--Aquadale charter; HB 301, Davidson--library tax; HR 333, Resolution--employers' experience rating; HR 620, Resolution--appreciation to Pre-Flight School.

Bills placed on table:

HB 144, Wine control, as amended.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 29, Organizing State Board of Education, to Constitutional Amendments; SB 54, Nine months school term, placed on calendar; SB 217, Uniform registration assistants applicants, to Public Welfare; SB 225, Stonewall Jackson Training School, to Judiciary No. 1; SB 229, Marriage license returns, to Judiciary No. 2; SB 232, Discharge of representatives of decedents, to Judiciary No. 2; SB 240, Administrative rules and regulations, to Judiciary No. 1; SB 251, Cabarrus--compensation cotton weighers, to Salaries and Fees; SB 280, Beaufort--Washington Schools, to Education; HB 107, Commercial feeding stuffs, returned for concurrence in Senate amendment, amendment concurred in; HB 108, Stock and poultry tonics, returned for concurrence in Senate amendment, amendment concurred in; HB 200, Defense after judgment, returned for concurrence in Senate amendment, amendment concurred in; HB 214, Prior service state employees' retirement, vote by which bill passed third reading in House reconsidered placed on calendar for third reading.

Bills reported favorably:

SB 28, Extending time renewal vehicle registration one month; SB 71, Committment of veterans to federal hospitals; SB 75, Salary chief boiler inspector, as amended; SB 126, Proving instruments before commissioners of oaths; SB 145, Iredell--Statesville mayor's court jurisdiction; SB 175, New Hanover--retirement employees counties, cities and towns, inapplicable to New Hanover County and City of Wilmington; SB 188, Service of process in civil actions; SB 198, Great Smoky Mountains National Park land; SB 203, Custody and administration of official oaths; SB 215, Soil conservation districts supervisors compensation; HB 62, Salaries of Commissioners of Agriculture and Labor, as amended; HB 106, Thelma Farthing; HB 149, Private--toreimburse Paul Westmoreland; HB 217, Training school for negro girls; HB 233, Private--reimbursement William V. Hensley, as amended; HB 234, Private--reimbursement Mrs. Worth Jackson, as amended; HB 251, Private--reimbursing W. Stanley Kearney, as amended; HB 262, Private--reimbursing Dr. S. E. McCotter; HB 278, Director of probation, as amended; HB 308, Hog cholera, as to committee substitute; HB 368, Private--to reimburse Lloyd Church; HB 406, Prison department clarification; HB 407, State Highway and Public Works Commission clarification; HB 414, Cosmetic Board funds, as to committee substitute; HB 416, Funds for State Planning Board; HB 469, Revocation future interests, as to committee substitute; HB 483, Private--reimbursing Ira G. Shamel, Forsyth; HB 486, Motor vehicle accident reports; HB 488, Certification school bus drivers; HB 490, Registration motor vehicles, as to committee substitute; HB 508, Private--reimbursing Jerry and Mildred Lee; HB 533, Guilford--removal cases High Point Municipal Court; HB 539, Pasquotank--disposition property acquired at tax foreclosures; HB 555, Residence requirement for divorce reduction; HB 558, New Hanover--dog damages; HB 561, Rutherford--dog damages; HB 563, Private--reimbursing Sarah Lee Stanley; HB 568, Private--reimbursing Roy Hole, Stokes County, as amended; HB 575, Prison labor for farm work; HB 591, Adjustments legislative employees' compensation, as to committee substitute; HB 596, Private--reimbursing I. T. Sharpe; HB 616 Rowan--Salisbury and Rowan County peace officers' relief fund.

Bills reported unfavorably:

HB 81, Extension sales period auto plates; HB 198, War time speed limit; HB 379, Assistant cosmetologists; HB 485, Motor vehicle commissioners' liens; HB 549, Yadkin--prohibiting pool tables and picture shows; HB 592, Ashe--electric membership authorities.

Bills passed 2nd reading: as amended,
HB 116, Slum clearance,/to clarify and limit scope of the Act; HB 292, Municipal taxi control, as amended to reduce maximum fee from $25 to $15 per vehicle and to authorize regulations to apply to taxis starting within a city and running to an unincorporated point within five miles of the city; HB 370, Drainage of swamps.

Bills passed 2nd and 3rd readings:
SB 186, Grimesland charter, as amended to provide that the compensation of mayor and aldermen shall not be in excess of $5 per meeting; HR 620, Resolution expressing appreciation to Captain James P. Graff; HB 649, Camden--court terms.

Bills passed 3rd reading:
SB 173, Alamance--hospital bonds.

Bills postponed indefinitely:
HB 212, Retirement extension agents.

Bills re-referred to committee:
HB 412, Commercial cemeteries, to Judiciary No. 1.

BILLS RATIFIED

SB 99, Rockingham--Reidsville public health ordinances; SB 135, Graham--Terms board county commissioners; SB 157, Robeson--commissioners district No. 6; HB 162, Probate soldiers' wills; HB 318, Bank deeds attestation; HB 345, Franklin--register of deeds' salary; HB 405, Optometrists' sales tax; HB 418, Exceptions to referee's report; HB 612, Guilford--Fugitives from justice rewards.

Next sessions: Senate --11:00 A. M., February 24, 1943
House--12:00 Noon, February 24, 1943

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 43
February 24, 1943

BILLS INTRODUCED: SENATE (All bills sent to Calendar Committee)

SB 292. (Local - Iredell) - Mitchell
"To provide for an election on the question of the extension of the corporate limits of the City of Statesville." (County board of elections to call election not later than Nov. 1, 1944, to determine whether bounds shall be extended as set out. If extension approved, the territory annexed to be subject to all laws and regulations of Statesville from and after Jan. 1, 1945.)

SB 293. (Local - Robeson) - Barker
"To regulate the salaries of the prosecuting attorneys and the recorders of the various recorder's court districts of Robeson County." (County Commissioners to fix salaries, salary of prosecuting attorneys not to exceed salaries of judges. Compensation of persons performing duties of clerks to be determined by Commissioners, not to exceed 50% of salary fixed for prosecuting attorneys in respective districts.)

SB 294. (Public) - Bailey and others
"To authorize the Governor and Council of State at such time as mining developments justify such action to create within the Department of Conservation and Development a Bureau of Mines, to be located in Western North Carolina." (As title indicates. To render assistance to expanding mining industry and to operate under such rules and regulations as Board of Conservation and Development may adopt.)

SB 295. (Local - Caldwell) - Wilson
"To fix the term of grand juries in Caldwell County." (First 9 members chosen at first criminal term after May 1, 1943, to serve for one year and until successors are chosen; at first of fall and spring term thereafter, 9 additional jurors to be chosen to serve for one year; arrangement is for purpose of having 9 experienced jurors serving at all times.)

SB 296. (Local - New Hanover) - Wade
"To authorize New Hanover County to establish and maintain a county law library." (Authorizes County Commissioners to establish law library for the free use of judges, solicitors, lawyers and public officials. Fees to be taxed in Superior Court and inferior courts of county: in criminal cases, 50¢ for misdemeanors and $1.00 for felonies; in civil cases, $1.00; no fees to be taxed against county. Money to be collected by clerks of courts and used by bar association library committee to purchase books and equipment.)

SB 297. (Local - New Hanover) - Wade
"To provide for the creation of a retirement system for employees of the City of Wilmington, and to provide machinery for the proper administration thereof." (Four member Board of Trustees to be appointed; one by the Wilmington

council, one by the employees of Wilmington, and two selected by the above trustees. City clerk to be a member without voting power. Appointments to be made by July 1, 1943, and biennially thereafter, all serving without compensation. Board may make investments of the pension funds and to make a report annually to the City Council. City attorney to represent the Board when his services are required. Employees attaining 60 years or disability after 10 years service to be placed on the retirement roll at 30% of average base pay for the preceding three years, the rate being increased 10% for each additional year's service over ten up to 50%. Refunds provided when connection severed, or paid to administrator or executor upon death. City of Wilmington to appropriate $15,000 for fiscal year beginning July 1, 1943, and an amount equal to 5% thereafter of the annual salary of each employee electing to become a member of the retirement system. Deduction of 4% to be made from electing employees; joint county and city employees' salary deduction to be prorated. Exceptions are members of police and fire departments and temporary or casual employees. "Employee" may mean either elected or appointed persons.)

SB 298. (Local - New Hanover)-- Wade
"To amend the charter of the Town of Carolina Beach, so as to provide for the appointment of mayor and aldermen." (Governor to appoint a mayor and four aldermen in the second week of June, 1943, and biennially thereafter, from those receiving the highest number of votes in a balloting by registered mail filed with the clerk. Three members to be legal residents, and two freeholders. Question of placing Carolina Beach under the general municipal law to be submitted. Qualifications for persons to receive ballots set out. Vacancies to be filled by Governor upon recommendation of the remaining members. Additional compensation provided for chairman of the County Board of Elections.)

SB 299. (Local - Surry) - Smith
"To amend chapter 160 of the Private Laws of 1925, as amended, the same being the charter of the Town of Mount Airy, and to provide for the holding of a primary for nomination of candidates for the municipal election." (Adds new section providing that all elective officers to be nominated by a primary election in order to be placed on the general ballot. To be held on second Monday preceding general election. Notice of candidacy required, names required to be published, and form of ballots prescribed. Procedure for conducting primaries set out and regulated.)

SB 300. (Local - Anson) - Taylor
"To prohibit the sale of wine or beer within the corporate limits of the Town of Morven in Anson County." (As indicated.)

BILLS INTRODUCED: HOUSE

HB 661. (Public) - Ward

"To provide for the regulation of aeronautics within North Carolina." (Would put the regulation of aeronautics under jurisdiction of the Utilities Commission. Commission to assist in promoting aviation, adopt and enforce rules and regulations, to be kept in conformity with Federal legislation. Requires Federal registration of aircraft and of airmen. Aircraft to be registered with Utilities Commission which will issue annual certificates. Registration fee to be $5.00 for resident-owned private planes, $10 for planes operated for hire. Airports, schools and facilities to be licensed. Other regulations set out.) Sent to Committee on Judiciary No. 1.

HB 662. (Public) Tonnissen, Ritch and McDougle

"To amend chapter 366 of the Public-Local Laws of North Carolina of 1939, same being 'An Act to continue the incorporation of the City of Charlotte and to codify, amend and consolidate the statutes that constitute the charter of the City of Charlotte, and to repeal certain acts and portions of certain acts constituting a part of its present charter'." (Amends charter with respect to city elections, entry of final votes upon expenditures by the City Council by yeas and nays, residence requirements of city employees, the compromise of suits for special assessments, the payment of property damage not to exceed $200 for damage caused by city vehicles, the employment of city attorneys, the employment of temporary firemen and police, the assessment of special assessment, the acceptance of deeds for taxes, and disbursement of funds, the execution of warranty deeds, renewal of bonds, etc.) Sent to Committee on Judiciary No. 1.

HB 663. (Public) - Askew

"To prevent devastation in the cutting of timber in this State and conserve the future timber wealth of the state." (Would make it unlawful to clear cut forest land except with bona fide intent to devote land to other use. Lumbering operations must leave land in favorable condition for regrowth. Provides for leaving at least 4 seed trees per acre, unless as many as 500 seedlings per acre are left. Existing timber contracts not affected. Administration of Act to be by Department of Conservation and Development, and $10,000 per year is appropriated for carrying out the Act.) Sent to Committee on Conservation and Development.

HB 664. (Local - Martin) - Griffin

"To authorize the tax collector of Martin County to accept prepayments of County taxes and the delivery of tax books to such collector prior to his actual settlement." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 665. (Public) - Quinn and Wallace of Lenoir

"To amend section 1403 of chapter 310 of the Public Laws of 1939 relating to penalties and discounts on taxes." (Would allow 1% discount on ad valorum and poll taxes paid during September.) Sent to Committee on Judiciary No. 2.

HB 666. (Private) - Paschal

"To reimburse T. J. Gilliand for damages caused by a mule being struck and killed by a school bus." (State School Commission is authorized to investigate and to pay not more than $200.) Sent to Committee on Appropriations.

HB 667. (Local - Chatham) - Paschal

"To fix the fees of the coroner of Chatham County." (Fees to be the same as those of the sheriff in similar cases. For holding an inquest, $10, plus $5 per day if inquest requires more than one day.) Sent to Committee on Salaries and Fees.

HB 668. (Public) - Vann

"To amend House Bill 279, relative to the temporary reinvestment of the proceeds of the sale of contingent remainders." (Would rewrite last sentence of section 1 to read: "The intent and purpose of this Act is to provide for the temporary reinvestment of funds received from the sale of contingent remainders in United States bonds and bonds guaranteed as to principal and interest by the United States.") Sent to Committee on Judiciary No. 2.

HB 669. (Local - Guilford) - Caveness

"To amend the Charter of the City of High Point, relating to bonds of the City of High Point." (Permits exercise of the powers conferred by chapter 2 of the Public Laws of 1938, as amended, the Revenue Bond Act, notwithstanding time limitations in the Act.) Sent to Committee on Judiciary No. 1.

HB 670. (Local - Avery) - McCoury

"To prohibit the sale of wine and/or beer in Avery County between the hours of 6 o'clock P. M. Saturday and 8 o'clock A. M. Monday." (As title indicates. Also would close all restaurants, roadhouses, dance halls, etc. selling wine or beer, from 6 P. M. Saturday until 8 A. M. Monday.) Sent to Committee on Finance.

HB 671. (Local - Pasquotank) - Midgett)

"To authorize and empower the board of aldermen of the City of Elizabeth City in Pasquotank County to fix the salaries of all city employees in such amounts as said board may deem just and proper." (As title indicates.) Sent to Committee on Salaries and Fees.

HB 672. (Public) - Wallace of Lenoir

"To amend chapter 158 of the Public Laws of 1939, as amended, the same being the Revenue Act of 1939, relating to the deduction of contributions from taxable income." (Would rewrite subsection (9) of section 322 to provide that deductions may be made from taxable income for gifts made to charitable corporations, etc., by individuals, firms, partnerships and corporations, but limits deduction to 5% of net income in the case of partnerships and corporations, and to 10% in the case of individuals.) Sent to Committee on Finance.

HB 673. (Local - New Hanover) - Kermon

"To amend chapter 26 of the Private Laws of 1937, relating to the Firemen's Pension Fund of the City of Wilmington." (Would provide that members of Wilmington Fire Department who are entitled to relief under chapter 98 of the N. C. Code, being the Firemen's Relief Fund, may receive such part of the relief therein provided, in addition to sum received from Firemen's Pension Fund of Wilmington, as the Trustees may award. Members of fire department with 10 years service record, retired because of 50% or more disability, to receive 50% of the amount of pension payable to a member retired after 20 years service. Pension based on average earnings during last 6 months of service. Retirement benefits to be graduated upward after service from 10 years up to 20, but pension shall not exceed 50% of salary at time of retirement. In case of death of member (not connected with service) leaving no widow or dependent beneficiary, funeral expense not to exceed $200 to be paid.) Sent to Committee on Judiciary No. 1.

HB 674. (Local - New Hanover) - Kermon

"To create a retirement system for the employees of New Hanover County." (Sets up Board of Trustees for the Retirement System of New Hanover County, members to be selected by the county commissioners and the county employees, with county auditor being a member without voting power. Rules governing retirement pay set out. County to make initial appropriation of $10,000, and an appropriation equal to 5% of employee members' salaries annually thereafter; 4% to be deducted from employee members' salaries. In case of death or severance from employment, deductions from salary of employee to be returned.) Sent to Committee on Judiciary No. 1.

HB 675. (Local - New Hanover) - Kermon

"To create a civil service commission for the fire and police departments of the city of Wilmington, North Carolina, and to provide the necessary machinery for the organization and operation of said civil service commission." (As title indicates. Commission to consist of 3 members, chosen for terms of 2 years. One member to be named by the governing body of the city, one by the officers and employees of the police and fire departments by ballot, and one by the resident Superior Court Judge.) Sent to Committee on Judiciary No. 1.

HB 676. (Public) - Taylor by request

"To amend chapter 158 of the Public Laws of 1939, the same being the Revenue Act of 1939, as amended, relating to the method of payment of the wholesale tax on wine." (Would amend section 517 by striking out the last two paragraphs of the section and making the wine tax of 10¢ per gallon payable upon reports to be filed by the wholesale distributor or bottler with the Commissioner of Revenue.) Sent to Committee on Finance.

HB 677. (Public) - Taylor by request

"To amend chapter 158 of the Public Laws of 1939, as amended, the same being the Revenue Act of 1939, relating to the tax on unfortified wines." (Would raise wine tax under section 517 from 10¢ to 20¢ per gallon.) Sent to Committee on Finance.

HB 678. (Local - Northampton) - Harris by request

"Relating to the re-indexing of records of real estate conveyances and judgments in Northampton County and to prescribe periods for the commencement of actions on account of negligence, inaccuracies, errors or omissions in the supervision or preparation of the new indexes." (Makes "family" index system official. Limitation of actions for negligence in preparing indexes set at 6 months from ratification for indexes already prepared, and at 6 months after completion as to indexes not yet completed.) Sent to Committee on Judiciary No. 2.

HB 679. (Local - Wake) - Allen, Hatch and Allen

"Regulating the salaries of certain officers of Wake County." (Clerk of Superior Court to receive $4,500 per annum for services as clerk; sheriff, register of deeds, treasurer and county auditor to receive $4,000 per annum each; coroner to receive $1,800; and assistant clerk of the Superior Court to receive $2,400 per annum.) Sent to Committee on Salaries and Fees.

HB 680. (Public) - Allen, LeRoy

"To regulate child labor in North Carolina by amending chapter 317 of the Public Laws of 1937." (Would permit minors under 18 to work in places where beer is sold but not consumed on the premises, and where only an "off premises" license is held.) Sent to Committee on Manufactures and Labor.

HB 681. (Public) - Allen, LeRoy

"To regulate the sale of wine and beer between the hours of 11:30 P. M. on each Saturday and 7:00 A. M. each Monday." (As title indicates. Would also make it unlawful to permit the consumption of wine or beer on the premises between midnight Saturday and 7 A. M. Monday. Violation punishable by a fine of not less than $50 or imprisonment for not less than 30 days or both, and license to be automatically revoked.) Sent to Committee on Finance.

HB 682. (Local - Currituck) - Boswood

"To amend chapter 258 of the Public-Local Laws of 1941 relative to the conveyance of the Powells Point School property by the Board of Education of Currituck County for use of a community center." (As indicated. The property to revert to the Board of Education if it ceases to be used as a community center. Mrs. Norris Sawyer and Mrs. Alton Newbern added to board of trustees. Board of Education given until June 1, 1943 to remove the building now on the property, otherwise to lose all interest therein.) Sent to Committee on Counties, Cities and Towns.

HB 683. (Local - Ashe) - Blevins

"To allow justices of the peace and notaries public of Ashe County to write deeds." (As indicated. Would also relieve from prosecution any justice or notary, who has drawn deeds prior to the ratification of the bill.) Sent to Committee on Judiciary No. 1.

HB 684. (Public) - Ritch

"To amend chapter 263 of the Public Laws of 1939, relating to the registration of voters." (Would repeal requirement for keeping Democratic and Republican primary books, only the general election registration book to be kept and used in both primaries and general elections.) Sent to Committee on Elections and Election Laws.

HB 685. (Local - Rowan) - Uzzell and Ramsay

"Relative to the tenure of office of the Mayor and members of the Board of Aldermen of the town of Rockwell, fixing dates for primary elections, time and procedure for filing notice of intention of becoming a candidate and time of registration period." (Mayor and board of five aldermen to be elected at 1943 general municipal election for a term of two years beginning July 1, 1943; term of present officers extended to July 1, 1943. Rockwell primaries to be held on 2nd Saturday preceding general municipal elections, subject to the same general regulations. Forms for filing provided, time set out, and procedure regulated. Method of conducting primaries regulated.) Sent to Committee on Counties, Cities and Towns.

HB 686. (Public) - Arthur

"To authorize the Governor and Council of State to waive claims of State compensation for lands claimed by individuals in the New River Marine Base area." (As title indicates. Concerns right-of-way condemned for inland water-way and inclusion of such right-of-way and improvements made by former owners into the Marine base, and the question as to the right to receive compensation, many of the former land owners having been under the impression that only an easement was being taken in a 1,000-foot strip whereas the fee was appropriated by the State for purposes of the water-way.) Sent to Committee on Judiciary No. 1.

HB 687. (Public) - Caveness

"To amend the North Carolina Workmen's Compensation Act by making it applicable to members of the National Guard and the State Guard while at drill, in camp, and on special duty under orders of the Governor." (As title indicates. Does not include members of the National Guard while in the service of the United States. Basis of compensation to be the maximum amount of $18 per week.) Sent to Committee on Judiciary No. 1.

SENATE CALENDAR ACTION

Bills received from the House:

SB 186, Pitt--Town of Grimesland, House amendments concurred in; HB 649, Camden--court terms.

Bills reported favorably:

SB 38, Unemployment Compensation Law amendments, as amended; SB 97, ABC stores cities 15,000, as to Committee Substitute; SB 161, Issuance period sanitary bonds, as amended; SB 187, Harnett--Fire-fighting apparatus; SB 219, Pitt--ABC employees political activities; SB 228, Reimbursement Sarah Lee Stanley; SB 234, Alexander--compensation commissioners and board of education; SB 236, Duplin--salaries certain deputy sheriffs, as amended; SB 238, Iredell--classification for taxation; SB 243, Columbus--salaries officials and employees; SB 250, Richmond--Hoffman beer and wine licenses; SB 252, Anson--Ansonville wine and beer prohibition; SB 253, Anson--Lilesville beer and wine prohibition; SB 254, Creation hospital authorities; SB 257, Guilford--obligations Greensboro-High Point airport authority; SB 258, Notes Literary Fund; SB 259, Maximum liability guaranty or indemnity contracts; SB 264, Relief widow and minor child W. E. Towe; SB 269, Clarifying General Statutes; SR 270, Resolution statutory revision commission; SB 271, New Hanover--Wilmington boundary extension; SB 275, Compensation banks paying N. C. bonds and coupons; SB 277, Robeson--jury fees recorders' courts; SB 278, Robeson--county attorney, as amended; SB 281, Board of Education Amendments; SB 282, Haywood--nullifying uncollected taxes; SB 284, Coterminous boundaries city administrative units; SB 285, Iredell--county law library; SB 287, Warren--salaries certain officials; SB 288, Warren--dog damages; SB 289, Rutherford--Forest City exemption from retirement system vote; SB 290, Rutherford--unclaimed juror and witness fees; SB 291, Rutherford--county law library; HB 196, Brunswick--election of tax collector; HB 218, Corporate mergers; HB 287, Gaston--Bessemer City property; HB 302, Davidson--salaries of deputies; HB 319, Mecklenburg--Huntersville police jurisdiction; HB 328, Chatham--sheriff's tax sales; HB 337, Jones--C.S.C. compensation; HB 355, Transylvania--delinquent tax collection; HB 356, Transylvania--delinquent taxes to general fund; HB 359, Onslow--disposition back tax collections; HB 360, Onslow--Jacksonville political wards; HB 362, Guilford--Greensboro special assessments; HB 363, Davidson--pyrotechnics; HB 366, Washington--county treasurer; HB 383, Bertie--commissioners' salaries; HB 384, Bertie--sheriff and jailor; HB 390, Transylvania--Transylvania-Brevard tax collection; HB 392, Franklin--election of accountant; HB 400, Rutherford--commissioners' pay; HB 401, Gaston--victory school tax election; HB 404, Robeson--Fairmont officials' salaries; HB 410, Greene--court reporter; HB 419, Jones--enforcement officers' fees; HB 420, Guilford--tax foreclosure fees; HB 426, Caswell--tax collector clerk hire; HB 427, Caswell--sanitary districts; HB 428, Person--Roxboro commissioners as treasurer and clerk; HB 430, Carteret--register of deeds' fees; HB 437, Pasquotank--C.S.C. salary; HB 446, Northampton--clerk hire allowance; HB 447, Northampton--county library tax; HB 450, Washington--additional compensation C.S.C. as judge juvenile court; HB 454, Franklin--tax penalties in Louisburg, Bunn and Youngsville Townships; HB 455, Union--salary register of deeds; HB 456, Union--cotton weigher's pay; HB 459, Lenoir--salary county commissioners; HB 460, Lenoir--compensation Kinston officials; HB 467, Washington--deputy sheriffs; HB 496, Surry--county surveyor's pay; HB 531, Bertie--Kelford tax rate; HB 571, Caldwell--regulating jukeboxes.

Bills reported unfavorably:

SB 230, Registration of birth certificates; SB 283, Indemnity persons erroneously convicted; HB 34, Currituck--schools on Eastern Standard Time.

Bills taken from unfavorable calendar;
HB 145, Life estate forfeiture.

Bills re-referred to Committees:
SB 228, Reimbursement Sarah Lee Stanley, to Appropriations; SB 263, Yancey--relief of W. A. Hall, to Calendar Committee; HB 145, Life estate forfeiture, to Judiciary No. 1.

Bills passed 2nd reading:
SB 255, Guilford Airport Authority; HB 19, Budget Revenue Bill, committee substitute, as amended - to include linen supply houses in the definition of laundries with respect to the laundry tax; to clarify provision with respect to privilege tax on corporations; to exempt from sales tax crutches, artificial limbs, eyes, etc., to be worn upon the person, and orthopedic appliances; to provide 3% discount to persons making timely reports and payments of sales tax; to provide for report of railroad companies using cars of freight car line companies on or before March 1 covering preceding calendar year, and to provide that Commissioner of Revenue, in his discretion, may collect tax directly from freight car line companies; and to require annual filing of reports by freight car line companies; HB 336, Supervision mutual burial associations; HB 358, Onslow--cemetery tax; HB 382, Bertie--validating tax levies; HB 408, McDowell--law library; HB 449, Wayne--Goldsboro extension; HB 451, Hoke--Raeford incorporation and tax rate; HB 497, Cumberland--professional bondsmen.

Bills passed 2nd and 3rd readings:
SB 264, Relief widow and minor child of William E. Towe; SB 267, Johnston--refusal to issue license; SB 268, Johnston--agricultural tenancy; SB 272, New Hanover--New Hanover-Wilmington post-war planning committee; SB 279, Refunding deferred hauler license tag payments; HB 39, Mecklenburg--public drunkenness, as amended to remove Alleghany, Bladen, Caldwell, Carteret, Cleveland, Duplin, Durham, Edgecombe, Martin, Moore, Person and Washington from the provisions of the Act; HB 46, Currituck--county officers' bonds, as amended to delete section authorizing county commissioners to recover any amount expended by the county in providing official bonds of any county officers covering a term of office beginning on 1st Monday in December, 1942; HB 100, Signing C.S.C. judgments, as amended to strike out of section 2 wherever it occurs the phrase "and legal holidays;" HB 192, Rutherford--Rutherfordton mayor and commissioners; HB 284, Industrial banks checking accounts; HB 285, Commercial banks installment loans; HB 305, Bertie--Aulander tax foreclosure; HB 309, Currituck--public property insurance; HB 369, Department of Archives and History; HB 373, Slander by radio; HB 381, Bertie--reimburse sheriff re Elma Lloyd Parrish; HB 409, Union--Recorder's Court salaries; HB 415, Bertie--liability lost funds; HB 433, Caldwell--taxes for 1931 and prior years barred; HB 462, Currituck--sheriff's salary; HB 465, Currituck--sureties on official bonds; HB 473, Yancey--county accountant; HB 477, Macon--sheriff's compensation; HB 482, Richmond--Airport Commission; HB 484, Franklin--Louisburg property conveyance; HB 493, Cleveland--"City" Kings Mountain; HB 494, Cleveland--Kings Mountain boundaries correction; HB 495, Vance--Henderson candidates filing; HB 519, Cumberland--Fayetteville police department civil service commission, as amended to clarify and change effective date to June 1, 1943; HB 526, Burke--liability insurance on official cars; HB 530, Bertie--Windsor elections; HB 536, Richmond--county court officers and jurisdiction.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SR 200, Resolution--feebleminded negroes Goldsboro State Hospital, to Committee on Mental Institutions; SR 223, Resolution--Zebulon Baird Vance Memorial Commission, to Committee on Judiciary No. 1; SB 233, Johnston--incorporation Town of Benson, to Committee on Counties, Cities and Towns.

Bills reported favorably:

SB 16, Halifax--uniform representation Halifax board, as to committee substitute; SB 26, Municipal Capital Reserve Act of 1943; SB 29, Organizing State Board of Education; SB 120, Penalty refusal make contributions unemployment compensation; SB 127, Haywood--vehicles for hire, Canton; SB 132, County capital reserve funds; SB 137, State tax anticipation notes; SB 138, Exchange sinking fund bonds, cancellation highway bonds; SB 139, Highway bond act 1943; SB 144, Registration of deeds and other instruments as amended; SB 147, Municipal bonds heretofore authorized; SB 148, Alexander--library, as amended; SB 162, Educational advantages world war orphans; SB 171, Alamance--war veteran memorial and cemetery; SB 179, Richmond--incorporation Town of Norman; SB 189, Montgomery--transfer of assets to general fund; SB 190, Montgomery--issuance of bonds by governing bodies; SB 191,Halifax--supervision public schools by Board of Education; SB 199, Edgecombe --duties sheriff, establishment tax collector; SB 204, Rowan--advertising resources; SB 214, Regulation of aeronautics; SB 216, Alamance--Employees war bonus; SB 224, Richmond--incorporate Country Club Commission; SB 235, Duplin--selection of judge and prosecuting attorney; SB 237, Iredell--Rowan Drainage District No. 1; SB 246, Iredell--extending terms of office; SB 247, Iredell--term mayor Statesville; HB 29, McDowell--Superior Court terms, as to committee substitute; HB 98, Unemployment compensation amendments, as amended; HB 244, Statute research; HB 282, Yancey--district school committeemen; HB 346, "Employment" under U. C. Law; HB 375, Notary public as officer; HB 417, Craven--New Bern manager; HB 425, Alleghany--red foxes; HB 442, Sampson--special tax authorization; HB 453, Franklin--validating Franklinton and Louisburg Township bonds; HB 476, Exemption members armed forces license taxes; HB 501, Craven--extending New Bern limits; HB 503, Montgomery--closed season of foxes; HB 509, taking up and refunding bonds of A. & N. C. RR.; HB 510, Authorizing rehabilitation loan to A. & N. C. RR.; HR 511, Resolution--Governor Vance birthplace commission, as to committee substitute; HB 514, School machinery act amendments, as amended; HB 515, Prohibiting secret organizations in schools, as amended; HB 517, Publishing index local laws; HB 521, Onslow, Superior Court terms; HB 529, Davie --C. S. C. and register of deeds' clerk hire; HB 537, Brunswick--recorder's term and salary; HB 538, Brunswick--commissioners' terms; HB 547, Textbook rental system; HB 551, Johnston--standard mortgage form; HB 552, Johnston--index system, register of deeds office; HB 557, New Hanover--C. S. C. clerk hire; HB 559, New Hanover--election Wrightsville Beach governing body; HB 574, Pitt--peace officers relief fund; HB 576, A. and N. C. RR. franchise tax remission; HB 586, Buncombe--law library; HB 590, Hertford--creation tax collector; HB 598, Granville--Oxford town clerk and turnkey fee; HB 601, Guilford--Greensboro elections; HB 603, Letters administration intestacy; HB 606, Wake--Royall Cotton Mills dissolution; HB 607, Nautical school commission; HB 608, Harnett-prohibition pyrotechnics; HB 610, Sampson--Incorporation Town Harrels Store; HB 617, Rowan--Anglers' license, as amended; HB 618, Game laws and hunting license, as amended; HB 619, Registration of motor vehicles, as to committee substitute; HB 640, Henderson--county jail regulation; HB 641, Henderson--Delinquent tax collection; HB 642, Henderson--Hendersonville Water Commissioners; HB 647, Releasing powers of appointment.

Bills reported unfavorably:

SB 31, Overhead utility lines on land pursuant to deeds and agreements for rights of way and easements; HB 35, Suspension of individual income taxes; HB 43, Income tax in quarterly payments; HB 289, Rutherford--game and fish; HB 329, tax penalties; HB 479, Exemption persons 65 and over from hunting-fishing license; HB 532, School bus drivers' salaries; HB 573, Women on juries; HB 611, Davie--Absentee voting; HB 655, Currituck--hunting fox; HB 656, Currituck--commercial fishing; HB 657, Currituck--shooting migratory fowl.

Bills reconsidered:

HB 212, retirement extension agents, as to vote by which it was postponed indefinitely.

Bills re-referred to Committee:

HB 212, retirement extension agents, to Agriculture.

Bills passed 2nd reading:

SB 54, Nine months school term; SB 175, New Hanover--retirement employees counties, cities and towns, inapplicable to New Hanover County and City of Wilmington.

Bills passed 2nd and 3rd reading:

SB 145, Iredell--Statesville Mayor's court jurisdiction; HB 533, Guilford --removal cases High Point municipal court; HB 539, Pasquotank--disposition property required at tax foreclosures; HB 558, New Hanover--dog damages; HB 561, Rutherford-- dog damages; HB 616, Rowan--Salisbury and Rowan County peace officers' relief fund.

BILLS RATIFIED

SB 173, Alamance--hospital bonds; HB 107, Commercial feeding stuffs; HB 108, Stock and poultry tonics; HB 183, Stanly--Aquadale charter; HB 200, Defense after judgment; HB 301, Davidson--library tax; HR 333, Resolution--employers experience rating; HR 620, Resolution-appreciation visit Pre-flight School.

Next sessions: Senate - 11:00 A. M., February 25, 1943
House - 12:00 Noon and 8:00 P. M., February 25, 1943

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 44
February 25, 1943

BILLS INTRODUCED: SENATE

SB 301. (Public) - Johnson of Duplin

"To amend Article III, section 11, of the constitution, with reference to the compensation of the Lieutenant Governor." (Would authorize the General Assembly to fix the compensation of the Lieutenant Governor.) Passed three readings and sent to the House.

SB 302. (Local - Harnett) - Chaffin

"To provide for collection of delinquent taxes by the tax collector of Harnett County, to provide for his compensation, and to amend chapter 42 of the Public-Local Laws of 1924 in so far as it relates thereto." (Commissioners to confer upon tax collector all delinquent tax collecting duties, collector to have same powers in this respect as sheriffs. Delinquent Tax Collector to be relieved of all duties. Tax collector, with additional duties, to be paid not in excess of $15,000 per annum, this sum to cover salary, clerk hire, and all expenses of tax collector's office.) Sent to Calendar Committee.

SB 303. (Local - Harnett) - Chaffin

"To amend section 2135(a) of the Consolidated Statutes of North Carolina, relating to game." (Includes Harnett in those counties having no closed season on foxes.) Sent to Calendar Committee.

SB 304. (Local - Buncombe) - Hodges

"Requiring citation of previous deed on all deeds of conveyance filed for registration in Buncombe County." (Deeds must embrace a citation of book and page of record in which the immediately preceding deed of conveyance is recorded; Register may refuse to record for failure.) Sent to Calendar Committee.

SB 305. (Public) - Cherry

"To authorize the Governor, with the approval of the Council of State, to allocate funds for the purpose of completing the establishment of the vocational textile school at Belmont in order that same may be placed in operation as soon as possible." (Authorizes allocation of $75,000 from contingency and emergency fund.) Sent to Calendar Committee.

SB 306. (Local - Gaston) - Cherry

"To authorize Gastonia Township in Gaston County, North Carolina, subject to the approval of a majority of the qualified voters therein, to issue bonds for an airport and to authorize the levy and collection of an annual tax for the maintenance thereof." (Election and bond issue regulated. No bonds to be issued under the Act which, including all indebtedness theretofore incurred for airport purposes, shall exceed 1% of assessed valuation of taxable property in said township. A five-member Airport Commission authorized; powers and duties set out.) Placed on Calendar.

BILLS INTRODUCED: HOUSE

HR 688. (Resolution) - Watkins

"Continuing the Commission appointed by the Governor of the State of North Carolina as provided in Joint Resolution 21 of the General Assembly of 1941, ratified March 10, 1941, for the purpose of continuing its investigation and study and recommending to the General Assembly of 1945 a redistricting of the Judicial and Solicitorial Districts of the State and arranging a schedule of courts to conform to such redistricting." (As title indicates.) Passed 2nd and 3rd readings and sent to the Senate.

HB 689. (Local - Polk) - McDonald

"To extend the term of office of the present tax collector of Polk County to the first Monday in December, 1946, and to provide for the election of a tax collector-treasurer of said County at the general election to be held in 1946, and quadrennially thereafter." (As title indicates. Tax collector-treasurer to be elected in 1946 for a 4 year term to receive salary of $1,800 per annum and give bond in amount of $10,000.) Sent to Committee on Counties, Cities and Towns.

HB 690. (Public) - Falls

"To amend section 7109 of the Consolidated Statutes of 1919, as amended, relative to the registration of certificates of birth and death." (Would require local registrar to make two copies of birth and death certificates and send the originals to the State registrar and a copy to the register of deeds on the 5th of each month, retaining a copy for his files.) Sent to Committee on Health.

HB 691. (Local - Mecklenburg) - Tonissen, Ritch and McDougle

"Validating all acts of the governing body of the City of Charlotte and the Hospital Board of the 'Charlotte Memorial Hospital' consisting of 19 members under an ordinance adopted by the governing body of the City of Charlotte on the 17th day of April, 1940, and under the amendments thereto." (As title indicates.) Sent to Committee on Judiciary No. 1.

HB 692. (Local - Mecklenburg) - Tonissen, Ritch and McDougle

"To validate certain acts of the governing body of the City of Charlotte with respect to special assessments." (Would validate all special assessments, the liens thereof, and the division of assessments into installments with or without notice to or request from owner of property, if proper entry is made in the books.) Sent to Committee on Judiciary No. 1.

HB 693. (Private) - Worthington

"To authorize the State School Commission to reimburse Tom Jackson for damages to his automobile through collision with a school bus in Pitt County on February 25, 1943." (Authorized to investigate and pay not more than $70.) Sent to Committee on Appropriations.

HB 694. (Local - Allegheny) - Burgiss
"To provide clerical assistance in the office of the sheriff, tax collector and treasurer of Allegheny County." (Would provide 1 clerk for the several offices, to be paid not more than $75 per month. Also provides that sheriff shall receive fees: for service of summons, $1.50; service of subpoena, 60¢; making arrest, $2.) Sent to Committee on Counties, Cities and Towns.

HB 695. (Local - Guilford) - Moseley
"To authorize the conveyance of real property, the title to which is vested in the City of Greensboro, but which is held as an investment in the sinking fund of the City." (Would provide for transfer of certain property, through a trustee, to the City, and deposit by the City in the sinking fund of the value of such property as determined by appraisers.) Sent to Committee on Judiciary No. 2.

HB 696. (Local - Carteret) - Gibbs
"To authorize Carteret County, North Carolina, to acquire lands for an airport or landing field, in connection with civilian defense, and general uses." (As title indicates. Would permit County to exercise power of eminent domain to acquire property adjoining present holdings for extension of airport, Development to be made by some governmental agency.) Sent to Committee on Judiciary No. 2.

HB 697. (Local - Mitchell) - Burleson
"To extend the term of office of the register of deeds and the tax collector of Mitchell County to 4 years." (As title indicates. Successors to be elected for terms of 4 years in 1946.) Sent to Committee on Counties, Cities and Towns.

HB 698. (Local - Mitchell) - Burleson
"To allow the clerk of the Superior Court of Mitchell County $150 for each term of Court, not to exceed 3 terms, for the hire of clerical assistance." (As indicated; for not more than 3 terms in any year.) Sent to Committee on Salaries and Fees.

HB 699. (Public) - Uzzell
"To authorize the State Highway and Public Works Commission to establish a maximum speed limit for motor vehicles in certain restricted areas." (Would change the "prima facie" legal speed limit in such areas as determined by the Commission, to "maximum" legal speed limit.) Sent to Committee on Roads.

HB 700. (Public) - Uzzell
"To amend section 3484 of the Consolidated Statutes of North Carolina of 1919 so as to permit the Governor to appoint policemen for transportation companies." (Would add "motor vehicle carrier to companies for which police may be appointed.) Sent to Committee on Public Utilities.

HB 701. (Local - Transylvania) - Galloway
"Relating to penalties and interest of delinquent taxes." (Would limit interest on delinquent taxes due the county and municipalities to 5%, no penalties to attach until 6 months after taxes are due, when 1% per month may be added for 3 months, but no more.) Sent to Committee on Counties, Cities and Towns.

HB 702. (Local - Transylvania) - Galloway
"To regulate the sale of wine in Transylvania County." (Would permit county commissioners in their discretion at any time after 90 days from ratification and upon petition of 10% of the voters, to refuse to issue wine licenses and to cancel existing licenses, and in their discretion to refund unused portion of licenses unexpired at time of cancellation.) Sent to Committee on Finance.

HB 703. (Local - Transylvania) - Galloway
"Relating to the transfer of unexpended balances to the credit of any tax fund, at the expiration of the fiscal year, in Transylvania County." (Would authorize the county commissioners to transfer unexpended balances in any fund, except the debt service fund, to the general fund or any other fund needing such balances. Costs of tax listing and collection to be prorated hereafter among the several funds.) Sent to Committee on Counties, Cities and Towns.

HB 704. (Local - Brunswick) - McLamb
"To authorize the commissioners of Brunswick County to regulate the sale of wine, beer, and ale in Brunswick County." (May adopt ordinance prohibiting sale anywhere in county except in incorporated places on legal holidays and from noon Saturday until 6 A.M. Monday.) Violation of ordinance would be punishable by fine of not more than $50 or not more than 30 days imprisonment, and would be sufficient grounds for revocation of license.) Sent to Committee on Finance.

HB 705. (Local - Brunswick) - McLamb
"To fix the compensation of members of the county board of charities and public welfare in Brunswick County." (Members would receive per diem of $3 and 5¢ mileage.) Sent to Committee on Salaries and Fees.

HB 706. (Local - Durham) - Brawley and Barker
"To authorize the board of county commissioners of Durham to appoint an assistant treasurer and employ a clerk or stenographer, and assign the same to the office of the treasurer." (As title indicates, salaries to be fixed by commissioners.) Sent to Committee on Judiciary No. 2.

HB 707. (Private) - Hatch
"To compensate the parents of Patsy Long Newman, a minor, for her death from injuries sustained through a negligent school bus wreck near Cary, Wake County, North Carolina." (Would authorize payment by the State of the sum of $5,000.) Sent to Committee on Appropriations.

HB 708. (Public) - Woods and White of Chowan
"To amend chapter 288 of the Public Laws of 1937, to place a minimum on the amount that recipients of old age assistance may receive." (Awards to be not less than $15 per month or $180 in any year, nor more than $30 per month or $360 in any year. Not more than $15 per month or $180 per year to be paid from State and county funds.) Sent to Committee on Judiciary No. 1.

HB 709. (Private) - Stoney
"For the relief of Hattie Beck." (Would appropriate and pay to Hattie Beck the sum of $2,000, in monthly installments of $30 each, for injuries sustained in discharge of duties as employee of the State School for the Deaf.) Sent to Committee on Appropriations.

HB 710. (Public) - Uzzell and Shreve
"Providing for election of benefits for members of burial associations serving in the military and naval forces of the United States." (Would give election to spouse or next of kin of member dying while in the armed services, to be exercised within one year, or burial benefits or the return of all assessments paid. Member in armed services failing to pay any assessment to be in bad standing, but must be re-instated upon application made within 12 months after discharge from service, notwithstanding his physical condition, and without payment of assessments which became due during the period of his service. Applies to members in good standing who may have died while in the armed services prior to ratification of the Act.) Placed on the calendar.

HB 711. (Public) - Pearsall
"To amend chapter 123 of the Public Laws of 1931, relating to the sales of property in the hands of receivers." (Extends power of sale under orders of Court to private as well as public sale, and provides that in case of a private sale so ordered, no decree of confirmation subsequent to sale is necessary.) Sent to Committee on Judiciary No. 1.

HB 712. (Local - Surry) - Dobson
"To amend chapter 141 of the Public-Local Laws of 1925, as amended, relating to the office of purchasing agent, tax supervisor and bookkeeper for Surry County." (Provides for the appointment of county accountant and bookkeeper by county commissioners on or before July 1, 1943, at a salary of $3,600 per annum, to serve for 2 years, to audit books of all county offices, approve all expenditures and countersign all checks and vouchers. May be removed from office by commissioners. To receive from present purchasing agent, tax supervisor and bookkeeper all books pertaining to duties of bookkeeper. Present purchasing agent and tax supervisor to continue in office until December, 1944, when his successor is to be appointed by the commissioners for term of 2 years.) Sent to Committee on Counties, Cities and Towns.

HB 713. (Local - Surry) - Dobson
"To amend chapter 423 of the Public-Local Laws of 1935 relating to the creation of the office of tax collector for Surry County and to provide for the appointment of tax collectors in Surry County and for the creation of tax collection districts." (Would authorize the county commissioners to appoint tax collectors for various districts of the county and set their salaries, provide for offices of tax collectors in the various towns. Would permit any municipality to enter agreement for joint collection of taxes by the county tax collector in such municipality. Costs of collection to be prorated among the several funds for which taxes are levied.) Sent to Committee on Counties, Cities and Towns.

HR 714. (Resolution) - Reynolds
"Expressing appreciation to Commander John P. Graff, U.S.N. Ret., and Honorable John W. Umstead, Junior, for arranging the visit of the General Assembly to the Naval Pre-Flight School in Chapel Hill." (As title indicates.) Passed 3 readings and sent to the Senate.

HB 715. (Public) - Allen, Hatch, Allen and others
"To amend Chapter 47, Section 15, Public Laws of 1927, the same being section 223(f), Volume III, Consolidated Statutes so as to authorize the State Banking Commission to reduce the fees for examinations of banks." (Made the duty of the State Banking Commission annually to review the cost of maintaining the office of Commissioner of Banks and reduce fees by uniform percentage not greater than 25% or an amount exceeding the surplus for the preceding fiscal year. Reduction applicable only for fiscal year in which action taken.) Sent to Committee on Banks and Banking.

HB 716. (Local - Wake) - Allen, Hatch and Allen
"To amend section 956 of the Consolidated Statutes of North Carolina, as amended, relating to annual reports made by clerks of the Superior Court. (Adds proviso that annual report required of clerk of court under the section shall not be required when clerk's accounts are audited at least once a year by a C.P.A., approved by the clerk, and accepted by the County Commissioners.) Sent to Committee on Judiciary No. 2.

HB 717. (Local - Wake) - Allen, Hatch and Allen
"To authorize the City of Raleigh to appoint a special humane officer for the purpose of enforcing laws for the prevention of cruelty to animals." (As indicated; such officers to have the power of police officers, deputy sheriffs and constables with reference to such laws.) Sent to Committee on Propositions and Grievances.

HB 718. (Local - Wake) - Allen, Hatch and Allen
"Authorizing the clerk of the Superior Court of Wake County to appoint two assistant clerks." (Appointments to be with the written approval of the resident judge.) Sent to Committee on Counties, Cities and Towns.

HB 719. (Local - Guilford) - Caveness
"To regulate the source of salaries of police officers of the City of Greensboro." (May receive pay from no source except the City.) Sent to Committee on Judiciary No. 1.

HB 720. (Local - Catawba) - Shuford
"To amend chapter 357 of the Public Laws of 1941 so as to exempt the County of Catawba and the municipalities therein from the referendum provision of the North Carolina Local Governmental Employees' Retirement System." (As title indicates.) Sent to Committee on Counties, Cities and Towns.

HB 721. (Local - Catawba) - Shuford
"To permit Catawba County and any municipality located therein to accept deeds for real property in payment of taxes or special assessments due thereon in lieu of foreclosure of the tax or assessment lien and to sell such property." (As indicated; credit not to exceed taxable value. Acceptance does not interfere with tax lien of the taxing units. Property when deeded may be sold. Prior conveyances validated.) Sent to Committee on Judiciary No. 1.

HB 722. (Public) - Grimes
"To compensate registers of deeds for disbursement of public funds received by them for marriage licenses." (Authorized to deduct 5% when remitting to the State on marriage license sales.) Sent to Committee on Counties, Cities and Towns.

HB 723. (Local - Hertford) - Vann
"Relating to the Clerk of the Superior Court of Hertford County." (Salary raised from $2,500 to $3,000.) Sent to Committee on Counties, Cities and Towns.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 84, Emergency reemployment retired teachers, to Committee on Education; SB 264, Private--relief widow and minor child William E. Towe, to Committee on Appropriations; SB 267, Johnston--county and municipal refusal to issue liquor license, to Committee on Finance; SB 268, Johnston--agricultural tenancy, to Committee on Judiciary No. 1; SB 272, New Hanover--New Hanover and Wilmington post-war planning committee, to Committee on Judiciary No. 1; SB 279, Refunding deferred hauling motor vehicle license tags payments, to Committee on Finance; HB 39, Mecklenburg--punishment for public drunkenness, for concurrence in Senate amendment; HB 46, Currituck--county officers' bonds, for concurrence in Senate amendment; HB 100, Signing C.S.C. judgments, for concurrence in Senate amendment; HB 519, Cumberland--Fayetteville police department civil service commission, for concurrence in Senate amendment.

Senate amendments concurred in:

HB 39, Mecklenburg--punishment for public drunkenness; HB 46, Currituck--county officers' bonds; HB 100, Signing C.S.C. judgments; HB 519, Cumberland--Fayetteville police department civil service commission.

Bills reported favorably:

SB 66, Halifax--Weldon cemetery commission; SB 102, Rockingham--filing annual reports clerk Superior Court; SB 107, Alias or pluries summons validation; SB 119, Guilford--pay and duties sheriff and deputies; SB 15, State bird; SB 154, Emergency powers for Governor; SB 172, Alamance--trustees Alamance county public hospital; SB 181, Definition group life insurance; SB 183, Iredell--Statesville increased Mayor's court costs; SB 184, Moore--compensation Superior Court clerk and register of deeds; SB 185, Rutherford--salaries employees not elected; SB 209, Robeson--Board of Commissioners adjustment salaries; SB 211, Incorporation non-profit hospital service corporations; SB 212, Gaston--additional compensation to members Board Commissioners; SB 217, Uniform residence requirements for assistance applicants; SB 220, Standard packages, grades, brands; SB 222, N. C. Blind Commission powers; SB 251, Cabarrus--compensation cotton weigher; HB 212, Retirement extension agents, as amended; HB 270, Livestock markets; HB 312, Mecklenburg--cattle sale by weight; HB 361, Tobacco warehouse lien liability, as to Committee Substitute; HB 388, Halifax--ABC board, as amended; HB 412, Private commercial cemeteries, as to Committee Substitute; HB 475, Abolishing sheriffs' bond for State taxes; HB 478, Correcting calls in grant to Alethia Midgett; HB 480, Northampton--jailer's salary, as to Committee Substitute; HR 512, Resolution--commission to study state courts; HB 524, Board of Education omnibus bill, as to Committee Substitute; HB 535, Anson--officials' salaries; HB 541, Madison--register of deeds' salary; HB 553, Uniform weights and measures law amendment; HB 560, Rutherford--deputy sheriff's expenses; HB 564, Iredell--salaries of deputy clerk and deputy register of deeds; HB 567, Merger of building and loan associations; HB 569, Nash--declared stock law territory; HB 570, Avery--C.S.C. fees; HB 584, Yadkin--Salaries of officers, clerical assistants, Superior Court clerk and register of deeds; HB 593, Richmond--Hamlet district clerks compensation; HB 594, Haywood--assistant Superior Court clerk salary; HB 599, Swain--register of deeds fees; HB 602, Guilford--real estate for taxes due; HB 626, Montgomery--officers' liquor fees, as amended; HB 634, Beaufort--Belhaven board of aldermen election; HB 646, Harnett--sheriff's fee for arrests; HB 660, Bonds Superior Court clerks, as to Committee Substitute; HB 664, Martin--prepayments county taxes; HB 668, Reinvestment proceeds sale contingent remainders; HB 678, Northampton--re-indexing conveyance records.

Bills reported unfavorably:

HB 317, Copies of process returns; HB 342, Cash settlement burial benefits; HB 421, Deeds in payment of taxes.

Bills re-referred to committee:

SB 31, Overhead utility lines on land pursuant to deeds and agreements for rights of way and easements, taken from unfavorable calendar and sent to Judiciary No. 2; HB 514, School Machinery Act amendments, to Education; HR 512, Resolution--commission to study State courts, to Appropriations.

Bills passed 2nd reading:

SB 148, Alexander--public library, as amended to increase trustees from 6 to 9; SB 179, Richmond--incorporation Town of Norman; SB 216, Alamance--employees war bonus; SB 224, Richmond--incorporation Country Club Commission; HB 417, Craven--New Bern manager; HB 442, Sampson--special tax authorization; HB 453, Franklin--validating Franklinton and Louisburg Township bonds; HB 501, Craven--extending New Bern limits; HB 509, Taking up and refunding bonds A. & N. C. RR; HB 510, Authorizing rehabilitation loan to A. & N. C. RR; HB 610, Sampson--incorporation Harrells Store; SB 137, State tax anticipation notes; SB 138, Exchange sinking fund bonds, cancellation highway bonds; SB 139, Highway Bond Act of 1943; SB 147, Extending time issuance local bonds.

Bills failed 2nd reading:

SB 29, Board of Education Constitutional amendment.

Bills passed 2nd and 3rd readings:

SB 16, Halifax--uniform representation Halifax Board, as to Committee Substitute providing that the County be divided into 5 instead of 6 county commissioner districts in each of which one commissioner is to be elected by the electors of that district, sent to Senate for concurrence; SB 127, Haywood--vehicles for hire Canton; SB 171, Alamance--war veteran memorial and cemetery; SB 189, Montgomery--transfer of assets to general fund; SB 190, Montgomery--issuance of bonds by governing bodies; SB 191, Halifax--supervision public schools by Board of Education; SB 199, Edgecombe--duties sheriff, establishment tax collector; SB 204, Rowan--advertising resources; SB 235, Duplin--selection of judge and prosecuting attorney; SB 237, Iredell--Rowan Drainage District No. 1; SB 246, Iredell--extending terms of office; SB 247, Iredell--term mayor Statesville; HB 282, Yancey--district school committeemen; HB 375, Notary public as officer; HB 425, Allegheny--red foxes; HB 503, Montgomery--closed season of foxes; HB 521, Onslow, Superior Court terms; HB 529, Davie--C.S.C. and register of deeds clerk hire; HB 537, Brunswick--recorder's term and salary; HB 538, Brunswick--commissioners' terms; HB 551, Johnston--standard mortgage form; HB 552, Johnston--index system register of deeds office; HB 559, New Hanover--election Wrightsville Beach governing body; HB 586, Buncombe--law library; HB 590, Hertford--creation tax collector; HB 598, Granville--Oxford clerk and turnkey fee; HB 601, Guilford--Greensboro candidate nominations; HB 606, Wake--dissolution Royall Cotton Mills; HB 608, Harnett--prohibition pyrotechnics; HB 640, Henderson--jail operation and salaries; HB 641, Henderson--delinquent tax collection; HB 642, Henderson--Hendersonville water commissioners.

Bills passed 3rd reading:

SB 54, Nine months school term; SB 175, New Hanover--retirement employees counties, cities and towns, inapplicable to New Hanover County and City of Wilmington; HB 116, Housing authorities law amendment; HB 292, Municipal taxi control; HB 370, Drainage of streams.

Bills passed three readings:

HR 688, Resolution--judicial district commission.

SENATE CALENDAR ACTION

Bills received from House:

HB 533, Guilford--removal cases High Point Municipal Court, to Calendar Committee; HB 539, Pasquotank--disposition property acquired at tax foreclosures, to Calendar Committee; HB 558, New Hanover--dog damages, to Calendar Committee; HB 561, Rutherford--dog damages; HB 616, Rowan--Salisbury and Rowan officers relief fund, to Calendar Committee.

Concurrence in House amendments:

SB 143, Durham--salaries public officials and employees.

Bills reported favorably:

SB 41, Absentee voting law amendments, as to Committee Substitute; SB 167, Avery--election sale of beer and wine; SB 180, Columbus--boundaries Williams and South Williams Townships; SB 244, Columbus--changed terms Superior Court; SB 249, Traveling expenses Lieutenant Governor; SB 256, Election sanitary district Boards; SB 261, Andrew Johnson birthplace; SB 273, Compensation director State School for Blind and Deaf; SB 292, Iredell--Statesville corporate limits extension; SB 293, Robeson--salaries prosecuting attorneys and judges; SB 294, Bureau of Mines; SB 295, Caldwell--grand jury terms; SB 296, New Hanover--law library; SB 297, New Hanover--Wilmington retirement system; SB 299, Surry--Mount Airy primary; SB 300, Anson--Morven beer and wine; HB 139, Avery--duties tax collector; HB 199, Currituck--board of elections pay; HB 216, Currituck--Compensation judges of elections; HB 263, Pasquotank--election of county commissioners; HB 335, Nonfeasance recorders' court officers; HB 377, Macon--nomination in convention; HB 394, Franklin--recorder's court jurisdiction; HB 399, Guilford--Greensboro Municipal-County court; HB 402, Robeson--removal recorder's court officials; HB 403, Robeson--assistant recorders and solicitors; HB 439, Anson--adjusting delinquent taxes; HB 440, Watauga--Boone municipal board of elections, as amended; HB 441, Sampson--jail repair tax levy; HB 443, Sampson--mileage of chairman county commissioners; HB 445, Sampson register of deeds clerk hire; HR 544, Resolution endorsing Pharmacy Corps bill; HB 649, Camden--court terms.

Bills reported unfavorably:

SB 95, Creation Board Naturopathic Examiners; SB 166, Practice Cosmetic Art; SB 263, Yancey--relief of W. A. Hall.

Bills passed 2nd reading:

SB 161, Issuance period sanitary bond, as amended to provide that any municipality in New Hanover County may borrow money and deliver bonds to the purchaser thereof at any time before March 1, 1945, for any undertaking within said county; SB 254, Creation hospital authorities, as amended to prevent acquisition of property belonging to religious or charitable organizations by eminent domain without their consent; SB 257, Guilford--obligations Greensboro-High Point Airport Authority; SB 271, New Hanover--Wilmington boundary extension; SB 285, Iredell--law library; SB 289, Rutherford--Forest City exemption from retirement system vote; SB 291, Rutherford--county law library; HB 447, Northampton--county library tax; HB 531, Bertie--Aelford tax rate.

Bills passed 2nd and 3rd readings:

SB 38, Unemployment Compensation Law amendments, as amended - Sec. 7, to reduce the maximum number of weeks for which an individual shall be disqualified for benefits by reason of his own misconduct, failure to secure other employment, or for lack of other good cause, and to clarify; and to make other clarifying amendments pertaining to the administration of the Unemployment Compensation Law; SB 97, ABC stores cities over 15,000, Committee Substitute changing the Act so that it applies only to cities in Cabarrus County having 10,000 or more population;

Bills passed 2nd and 3rd readings, continued:

SB 187, Harnett--fire-fighting apparatus; SB 219, Pitt--ABC employees political activities; SB 234, Alexander--compensation commissioners Board of Education; SB 236, Duplin--salaries certain deputy sheriffs, as amended to provide that the second deputy sheriff be paid $125 a month, plus $25 per month for use of his car; SB 238, Iredell--classification for taxation; SB 243, Columbus--salaries officials and employees; SB 250, Richmond--Hoffman beer and wine licenses; SB 252, Anson--Ansonville wine and beer prohibition; SB 253, Anson--Lilesville beer and wine prohibition; SB 258, Notes Literary Fund; SB 259, Maximum liability guaranty or indemnity contracts, as amended to clarify and strike out the provision setting thepenalty for violation of the Act; SB 265, Caldwell--judge and prosecuting attorney's salary; SB 269, Clarifying the General Statutes, as amended; SR 270, Resolution--Statutory Revision Commission; SB 275, Compensation banks paying N. C. bonds and coupons; SB 277, Robeson--jury fees recorder's courts; SB 278, Robeson--county attorney, as amended to remove the Board of Education and the Superintendent of Public Instruction from the lists of those officials whom the county attorney is to serve; SB 281, Board of Education amendments effected; SB 282, Haywood--nullifying uncollected taxes in Canton; SB 287, Warren--salaries certain officials; SB 288, Warren--dog damages; SB 290, Rutherford--unclaimed juror and witness fees; HB 196, Brunswick--election of tax collector; HB 218, Corporate mergers; HB 287, Gaston--Bessemer City property; HB 302, Davidson--salaries of deputies; HB 319, Mecklenburg--Huntersville police jurisdiction; HB 328, Chatham--sheriff's tax sales; HB 337, Jones--C.S.C. compensation; HB 355, Transylvania--delinquent tax collection; HB 356, Transylvania--delinquent taxes to general fund; HB 359, Onslow--disposition back tax collection; HB 360, Onslow--Jacksonville political wards; HB 362, Guilford--Greensboro special assessments; HB 363, Davidson--pyrotechnics; HB 366, Washington--county treasurer; HB 383, Bertie--commissioners' salaries; HB 384, Bertie--sheriff and jailor; HB 390, Transylvania--Transylvania-Brevard tax collection; HB 392, Franklin--election of accountant; HB 400, Rutherford--commissioners' pay; HB 401, Gaston--Victory School tax election; HB 404; Robeson--Fairmont officials' salaries; HB 410, Greene--court reporter; HB 419, Jones--enforcement officers' fees; HB 420, Guilford--tax foreclosure fees; HB 426, Caswell--tax collector clerk hire; HB 427, Caswell--sanitary districts; HB 428, Person--Roxboro commissioners as treasurer and clerk; HB 430, Carteret--register of deeds' fees; HB 437, Pasquotank--C.S.C. salary; HB 446, Northampton clerk hire allowance; HB 450, Washington--additional compensation C.S.C. as judge juvenile court; HB 454, Franklin--tax penalties in Louisburg, Bunn and Youngsville Townships; HB 455, Union--salary register of deeds; HB 456, Union--cotton weigher's pay; HB 459, Lenoir--salary county commissioners; HB 460, Lenoir--compensation Kinston officials; HB 467, Washington--deputy sheriffs; HB 496, Surry--county surveyor's pay; HB 571, Caldwell--regulating jukeboxes.

Bills passed 3rd reading:

SB 255, Guilford--Airport Authority; HB 19, Budget Revenue Bill, as amended - to add holders of licenses for sale of unfortified wine on the premises to those prohibited from acts described in section 514½; to provide that licenses under Article 6, Schedule F, shall be suspended upon conviction of the violation of prohibition laws, provisions of the Article, or regulations of Commissioner of Revenue, and to empower the Commissioner to adopt, repeal or amend rules and regulations with respect to the Article; to provide that subsection (b), section 9 of the bill be effective upon ratification; to make provisions of section 6, being amendments to the Beverage Control Act, take effect on May 1, 1943; to make provisions of section 2, being amendments to Schedule B license tax Article, effective as of June 1, 1943, except as otherwise expressly provided in said section; to strike out of line 11a in subsection (f) of section 5 the words "this section" and substitute in lieu thereof the words "these subsections;" to make section 1 amendments to Inheritance Tax Article effective upon ratification; by providing that where contract has been entered into, with the Federal, State or local government or with any agency thereof, or with any private person, to manufacture or or build tangible personal property, such as ships, aircraft, ordnance or other articles of commerce, for cost or cost-plus-fixed-fee, materials entering into such products not to be subject to retail sales or use tax; and to make minor changes with respect to proceedings for the revocation or suspension of beverage licenses in Article 6, Schedule F; HB 336, Supervision mutual burial associations; HB 358, Onslow--Jacksonville cemetery tax; HB 382, Bertie--validating tax levies; HB 408, McDowell--law library; HB 449, Wayne--Goldsboro extension; HB 451, Hoke--Raeford mayor, tax rate; HB 497, Cumberland--professional bondsmen.

Bills passed three readings:
SB 301, Compensation Lieutenant Governor.

BILLS RATIFIED

SB 145, Iredell--Statesville Mayor's court jurisdiction; SB 186, Pitt--Town of Grimesland; HB 192, Rutherford--mayor and commissioners of Rutherfordton; HB 284, Industrial banks checking accounts; HB 285, Commercial banks industrial loans; HB 305, Bertie--Aulander tax foreclosure; HB 309, Currituck--public property insurance; HB 369, Department of Archives and History; HB 373, Slander by radio; HB 381, Bertie--to reimburse sheriff re Elma Lloyd Parrish; HB 409, Union--recorder's court salaries; HB 415, Bertie--liability lost funds; HB 433, Caldwell--taxes for 1931 and prior years barred; HB 462, Currituck--sheriff's salary; HB 465, Currituck--sureties on official bond; HB 473, Yancey--county accountant; HB 477, Macon--sheriff's compensation; HB 482, Richmond--incorporation airport commission; HB 484, Franklin--Louisburg property conveyance; HB 493, Cleveland--"City" Kings Mountain; HB 494, Cleveland--Kings Mountain boundaries correction; HB 495, Vance--Henderson candidates filing; HB 526, Burke--liability insurance official cars; HB 530, Bertie--Windsor mayor and commissioners' election; HB 536, Richmond--county court officers and jurisdiction.

Note: House adopted recommendation of Rules Committee that a Calendar Committee be appointed to receive all bills.

Today's sessions: Senate, 12:00 noon
House, 12:00 noon, 4:00 P.M., and 8:00 P.M.

Next sessions: Senate - 12:00 noon, February 26, 1943
House - 11:00 A.M., February 26, 1943

HOUSE CALENDAR ACTION

(Night Session)

Bills reported favorably:
HB 690, Birth certificates.

Bills passed 2nd reading:
HB 246, Detective agencies collecting accounts; HB 254, Labor liens, as amended to provide that the lien for labor under C. S. 1197 shall not apply to multiple unit dwellings, apartment houses, or other buildings for family occupancy, except as to labor performed on the premises upon which the lien is claimed. Section not to apply to single unit family dwellings.

Bills passed 2nd and 3rd readings:
HB 62, Salaries of Commissioners of Agriculture and Labor, as amended to include the Adjutant General and fix his salary at $6,000 per annum; HB 106, Reimbursing Thelma Farthing; HB 149, Reimbursing Paul Westmoreland; HB 180, State beer and wine hours, as amended to provide that the governing bodies of counties shall have exclusive jurisdiction within their boundaries, except as to areas within incorporated municipalities, in which areas the governing bodies therein to control; HB 217, Training school for Negro girls, as amended to place control under the N. C. Board of Correction and Training, and as further amended to require the appointment of a qualified woman as superintendent and fix her compensation, subject to the approval of the Budget Bureau; HB 220, State Guard equipment, as to Committee Substitute, which makes appropriation of $50,000 for equipment for the coming biennium contingent upon the Federal Government's failure to make provision; HB 233, Reimbursing William V. Hensley, as amended to provide for investigation by State School Commission; HB 234, Reimbursing Mrs. Worth Jackson, as amended to provide for investigation by State School Commission; HB 244, Statute research, as amended; HB 251, Reimbursing W. Stanley Kearney, as amended to provide for investigation by State School Commission; HB 262, Reimbursing Dr. S. E. McCotter, as amended to provide for investigation by State School Commission; HB 299, Drivers license age, as to Committee Substitute, providing that authority to grant licenses to persons 15 years of age shall expire in 2 years and such persons not to drive trucks of more than 1½ tons, nor trucks loaded with explosives. Parent must sign application.; HB 324, Correcting errors old age assistance, as amended to correct typographical error; HB 347, Industrial bank loan fee; HB 354, Cancellation court terms, as to Committee Substitute, providing that Governor may cancel terms on findings by him that insufficient cases exist to justify term, to be cancelled 10 days before term and judge to be available at time term would have been held; HB 368, Reimbursing Lloyd Church; HB 406, Prison department clarification; HB 407, S. H. &. P. W. C. clarification; HB 414, Cosmetic Board funds, as to Committee Substitute; HB 416, Funds for State Planning Board; HB 422, Death of partner, as amended to strike out section 1, which does not affect bill; HB 429, Prevention tuberculosis.

Bills passed three readings:
HR 714, Appreciation visit to Pre-Flight School.

Bills re-referred to committees:
HB 189, Ambulance speed, to Judiciary No. 2; HB 278, Director of Probation, to Judiciary No. 1.

Bills recalled from committees:
HB 545, Guilford--High Point civil service commission; HB 546, Guilford--High Point civil service commission.

Bills tabled:
HB 256, Appointment tax collectors by county commissioners, as to Committee Substitute.

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 45
February 26, 1943

Sessions: Senate-- 12:00 noon and 2:30 P. M.; House-- 11:00 A. M. and 2:15 P. M.

BILLS INTRODUCED: SENATE

SR 307. (Resolution) - Blythe and others
"A joint resolution calling upon all law enforcement agencies of the State to strictly enforce state laws against vagrancy, to aid in the war effort." (Vagrants or tramps not engaged in any gainful occupation to be compelled to either become employed or be subject to indictment and prosecution. Copies of resolution to be sent to all mayors, solicitors and prosecuting attorneys of inferior courts and the newspapers with a request that it be published without compensation.) Placed on calendar.

SB 308. (Public) - Clark
"To amend chapter 103 of the Consolidated Statutes of 1919 relating to the method of commitment to hospitals for the insane." (Would strike C. S. 6191 and provide for the issuance of warrants by the Clerk of Court requiring such insane persons to appear for examination; 3 days' notice required.) Sent to Calendar Committee.

SB 309. (Public - New Hanover) - Wade
"To amend chapter 329 of the Public Laws of 1935, the same being an act to require threshers of wheat to secure a license from and file reports with the register of deeds of their county, so as to exempt the county of New Hanover from the provisions thereof." (As title indicates.) Sent to Calendar Committee.

SB 310. (Local - New Hanover) - Wade
"An act relative to the collection of back taxes in New Hanover County and the City of Wilmington." (Persons, firms or corporations owing 1940 and prior taxes to be permitted until January 31, 1944, to pay these taxes by the payment of 10% flat interest on the amount of such taxes originally shown plus the amount of the taxes; interest thereafter to be charged at the rate of 6% beginning February 1, following the years on which the taxes became payable. For 1941 and 1942 taxes to be collected on the basis of the tax plus six per cent per annum.) Sent to Calendar Committee.

SB 311. (Local - Cabarrus) - Palmer
"Relating to making of improvements in cemeteries located in Cabarrus County and which are operated for private gain or profit." (Profit-making cemeteries proposing to make improvements by constructing buildings, music towers, or other attractions calculated to induce purchasers are required to obtain a permit

from the Board of Commissioners before offering the property for sale, attaching complete information relative to the lots to be sold and a list of the general improvements proposed with the estimated cost certified by a civil engineer or county surveyor. Bond to be required, certified by the engineer or county surveyor as to cost, and signed as surety by a bonding company, conditioned to guarantee the completion of the specified improvements. Board of Commissioners to preserve all papers for the record. Failure to comply with the Act a misdemeanor.) Placed on calendar.

SB 312. (Local - Iredell) - Mitchell

"To establish for the county of Iredell a special committee on post-war planning for industrial and agricultural stability." (Nine-member non-pay committee to be appointed, to take steps to facilitate post-war readjustments.) Sent to Calendar Committee.

SR 313. (Resolution) - Blythe, Ballentine and Funderburk

"Joint resolution with respect to a suitable memorial for Andrew Jackson, James K. Polk and Andrew Johnson." (Governor authorized to appoint a commission to consider problem of a suitable memorial for these men.) Passed three readings and sent to House.

SB 314. (Local - Wake) - Ballentine

"Protecting wild turkeys in Wake County." (Turkeys not to be molested until November 26, 1945. Fine of $25 or imprisonment for 10 to 30 days for each offense. Possession to constitute prima facie evidence of guilt. One-half of fine to be paid to informer upon conviction of person accused.) Sent to Calendar Committee.

SB 315. (Private) - Wilson

"To compensate J. J. Johnson, a former member of the N. C. State Highway Patrol, for injuries sustained." (Appropriation of $2,500 authorized, to reimburse for injuries sustained not coming within the provisions of the Workmen's Compensation Act.) Sent to Calendar Committee.

SB 316. (Public) - Taylor and Cherry

"To authorize the Governor and Council of State to provide from the Contingency and Emergency Fund for demands made on the Veterans Service Office occasioned by present war conditions." (Authorized to allocate such funds as may be found necessary to supplement presently appropriated funds.) Sent to Calendar Committee.

SB 317. (Local - Beaufort) - Daniel

"For filling vacancies on the Board of County Commissioners of Beaufort County, and to fix the term of office of said commissioners." (Chairman of each political party may nominate a person to fill vacancies; remaining members to select a successor to fill the vacancy from those nominated, provided a quorum of 3 be present. Term of member so elected to expire first Monday in December, 1946, which is designated the expiration date of the term of all members. Members to be elected for a four year term thereafter.) Passed three readings and sent to the House.

SB 318. (Public) - Currie

"To amend chapter 100 of the Public Laws of 1927, as amended, relating to sanitary districts so as to provide for dissolution thereof." (As title indicates.) Sent to Calendar Committee.

SB 319. (Local - Montgomery) - Wallace

"To authorize the Montgomery County Board of Education to settle a boundary dispute involving the boundaries to Troy public school property by executing a quit claim deed." (Board of Education authorized to quit claim certain disputed property to Mrs. Elsie Saunders for the consideration of $25.00.) Sent to Calendar Committee.

SB 320. (Public) - Pittman

"To rearrange the sections and articles of chapter 97 of the General Statutes for codification purposes." (Division of Legislative Drafting and Codification of Statutes of the State Department of Justice authorized to rearrange the order of the sections and articles of chapter 97 of the General Statutes, in order to achieve a more logical arrangement of the sections and articles and to renumber and change the internal references insofar as desirable.) Sent to Calendar Committee.

SB 321. (Public) - Cherry

"To amend 'The North Carolina Workmen's Compensation Act', chapter 120, Public Laws of 1929, as amended by chapter 449, Public Laws of 1933, so as to give the employer the exclusive right of action against the third party within six months and to provide for prorating attorney's fees in such cases." (After Industrial Commission has issued an award, or the employer or his carrier has admitted liability in writing filed with the Industrial Commission, the employer or his carrier given exclusive right to commence an action. The amount of attorney's fees paid out in the distribution of the recovery is made a charge against the amount due and payable to the employer and employee in proportion to the amount each is to receive out of the recovery.) Sent to Calendar Committee.

SB 322. (Local - Hertford) - Evans

"To prohibit the sale of wine or beer in Hertford County between the hours of 11 o'clock P. M. on Saturdays and 6 o'clock A. M. on Mondays." (As indicated; violation to be a misdemeanor; license to be revoked upon conviction of second offense.) Sent to Calendar Committee.

SR 323. (Resolution) - Evans and others

"Resolution expressing appreciation to Senator H. P. Taylor, Chairman of the Appropriations Committee, for his services, the courtesy extended the members of the Committee, and the manner in which the bill was handled before the Committee and before the Senate. Resolution spread on journal and a copy given Senator Taylor.) Adopted by a rising vote.

SB 324. (Local - Mecklenburg) - Blythe

"To amend section 934(a) of volume 3 of the Consolidated Statutes relating to the appointment of assistant clerks of the Superior Court by providing that two assistant clerks of the Superior Court may be named in Mecklenburg County." (As indicated.) Referred to Calendar Committee.

SB 325. (Public) - Benton

"To increase the appropriation for public libraries in North Carolina." ($25,000 appropriated as added State aid for each year of the biennium 1943-45.) Sent to Calendar Committee.

SB 326. (Local - New Hanover) - Wade

"To give the Board of Commissioners of New Hanover County certain powers." (Board of Commissioners to have the power to make ordinances, rules and regulations for the government of the county, provided they have no force or effect within the corporate limits of Wilmington, Wrightsville Beach, or Carolina Beach, nor in any case where the governing bodies of these municipalities have the power to enact ordinances, rules and regulations having force and effect within one mile of their corporate limits. Violation of ordinances, rules or regulations declared a misdemeanor.) Sent to Calendar Committee.

SB 327. (Local - Mecklenburg) - Blythe

"To authorize the clerk of the Superior Court of Mecklenburg County to name two assistant clerks of the Superior Court of Mecklenburg County." (As indicated; to be with written consent and approval of the resident judge. Official bond of clerk to be written to cover acts of assistant clerks. Passed three readings and sent to House.

BILLS INTRODUCED - HOUSE

HB 724. (Local - Alleghany) - Burgiss

"To amend chapter 285 of the Public Laws of 1939 relating to public weigh masters so as to exempt Alleghany County from the provisions thereof." (As title indicates; the act provided for public weigh masters and defined their powers and duties.) Sent to Committee on Agriculture.

HR 725. (Resolution) - Moore of Scotland

"To authorize the Governor to appoint a commission to make a study of the printing and distribution of periodicals and periodical reports by all institutions, departments, commissions, bureaus or other branches of the State government. (Authorized to appoint a commission of 7, to be assisted by the Assistant Director of the Budget, to make study and report to 1945 session of the General Assembly.) Sent to Committee on Printing.

HB 726. (Public) - Dolley

"To amend section 4128 of the Consolidated Statutes of North Carolina, relating to the age at which a person can dispose of property by will, so as to lowe the age to 18." (As title indicates. Also would validate wills made by members of the armed forces who were 18 years old but under 21.) Sent to Committee on Judiciary No. 2.

HB 727. (Local - Alamance) - Sellars

"For the beautification and maintenance of cemeteries within the Town of Graham." (Provides for cooperation between the town and cemetery officials.) Sent to Committee on Counties, Cities and Towns.

HB 728. (Local - Currituck) - Boswood

"To provide for a survey of certain property and state waters in Currituck County." (As title indicates. Refers to waters adjacent to Swan Island Club on Knott's Island. Commissioners authorized to levy a tax to cover costs, not to exceed $250 in 1944.) Sent to Committee on Counties, Cities and Towns.

HB 729. (Public) - Craig and Loftin

"To amend section 7198, Volume 2, of the Consolidated Statutes of 1919, relating to the control and treatment of venereal diseases." (Places punishment in discretion of court.) Sent to Committee on Judiciary No. 1.

HB 730. (Local - Rowan) - Uzzell

"Relative to the tenure of office of the mayor and aldermen of the Town of East Spencer." (Beginning with elections of 1943, the above officers to serve 2 years beginning July 1, 1943, incumbents' terms to be extended to that date.) Sent to Committee on Judiciary No. 2.

HB 731. (Public) - Uzzell

"To amend section 191(1) of the Consolidated Statutes of North Carolina relating to the correction of adoption proceedings." (Would provide for insertion of the name of a spouse inadvertently omitted in the proceedings, where it was the intention of both husband and wife to adopt.) Sent to Committee on Judiciary No. 2.

HB 732. (Local - Wake) - Allen, Allen and Hatch

"Relating to the prevention of cruelty to animals in Wake County." (As title indicates.) Sent to Committee on Propositions and Grievances.

HB 733. (Local - Rowan) - Uzzell and Ramsay

"To control the sale of wine in Rowan County." ("Wine" defined. Not to exce 14% in alcoholic content. Not to be sold to person under 21, nor to an intoxicated person, nor to habitual drunkards, nor between 11:30 P. M. and 7:00 A. M. on week days and 11:30 P. M. Saturday and 7:00 A. M. on Monday. Regulations as to issuance and revocation of licenses set out.) Sent to Committee on Finance.

HB 734. (Local - Craven) - Ward

"To amend section 6126 (a) of the Consolidated Statutes of North Carolina by extending its provisions to Craven County." (Funds paid by National Forest Commission to be paid to the treasurer for the equal benefit of the school and road fund.) Sent to Committee on Judiciary No. 1.

HB 735. (Local - Guilford) - Moseley

"To authorize the trustees of Greensboro City Administrative Unit to sell unnecessary public school property and dispose of the proceeds." (As indicated, sales to be made in cases of execution sales. Proceeds to be applied on unit's bonded indebtedness, or for purchase of additional property. Sales subject to approval of county commissioners.) Sent to Committee on Judiciary No. 2.

HB 736. (Local - Guilford) - Moseley

"To validate certain appropriations and payments made by officials of Guilford County to Guilford County War Price and Rationing Board and the Civilian Defense Volunteer Office of Guilford County and to authorize such appropriations and payments until July 1, 1945." (As title indicates.) Sent to Committee on Judiciary No. 2.

HB 737. (Local - Guilford) - Moseley

"To permit the board of county commissioners of Guilford County, the tax levying authorities of Greensboro City Administrative Unit to levy an additional tax upon the property in said administrative unit for the maintenance of plant and fixed charges therein." (As indicated. Not to exceed 4¢ per $100 valuation.) Sent to Committee on Judiciary No. 2.

HB 738. (Public) - Uzzell

"To require the payment of wages in cash in certain municipalities in which there is no bank." (Applies to public utilities or common carriers having more than 500 employees in any municipality not having a commercial bank.) Sent to Committee on Judiciary No. 2.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 11, Biennial Appropriations bill, placed on calendar; SB 12, Supplemental Appropriations bill, placed on calendar; SB 38, Unemployment compensation law amendments, placed on calendar; SB 97, ABC control stores cities 15,000, to Committee on Propositions and Grievances; SB 187, Harnett--fire fighting apparatus, to Committee on Judiciary No. 2; SB 219, Pitt--political activities ABC board, to Committee on Propositions and Grievances; SB 234, Alexander--compensation county commissioners and board of education, to Committee on Salaries and Fees; SB 238, Iredell--classification for taxation, to Committee on Counties, Cities and Towns; SB 243, Columbus--salaries of officials and employees, to Committee on Salaries and Fees; SB 250, Richmond--Town of Hoffman beer and wine licenses, to Committee on Finance; SB 252, Anson--Ansonville wine and beer prohibition, to Committee on Finance; SB 253, Anson--Lilesville beer and wine, to Committee on Finance; SB 255, Guilford--Greensboro, High Point, Guilford County airport authority, to Committee on Counties, Cities and Towns; SB 258, Selling notes, obtained from loans made from the State Literary Fund to the Board of Trustees of the Teachers' and State Employees' retirement system, to Committee on Finance; SB 265, Caldwell--judge and prosecuting attorney's salaries, to Committee on Salaries and Fees; SB 269, Clarifying general statutes, placed on calendar; SB 270, Resolution--statutory revision commission, placed on calendar; SB 275, compensation banks paying N. C. bonds and coupons, to Committee on Finance; SB 277, Robeson--jury fees recorder's court, to Committee on Salaries and Fees; SB 281, Effectuation board of education amendments, to Committee on Education; SB 282, Haywood--nullifying uncollected taxes 1927-1936 Canton, to Committee on Counties, Cities and Towns; SB 287, Warren--salaries certain officials, to Committee on Counties, Cities and Towns; SB 288, Warren--dog damages, to Committee on Counties, Cities and Towns; SB 290, Rutherford--unclaimed juror and witness fees, to Committee on Salaries and Fees; SB 301, Lieutenant Governor's compensation, to Committee on Constitutional Amendments. HB 19, Revenue Bill, returned for concurrence in Senate amendments; motion to concur carried.

Bills reported favorably:

SB 86, Retired operators' cosmetic art; SB 109, Gaston--West Gastonia airport; SB 122, Warren--Warrenton charter; SB 123, Domestic relations courts; SB 141, Haywood--Canton corporate limits; SB 146, Iredell--Statesville desk officers' warrants; SB 158, Guilford--High Point paving; SB 159, Guilford--High Point additional appropriations; SB 164, Moore--various county boards; SB 169, Brunswick--county accountant; SB 170, Cotton storage insurance; SB 174, Graham--membership board of education; SB 182, Wilson--election municipal officials; SB 208, Robeson--Lumberton primaries; HB 18, Machinery Act amendment, as amended; HB 278, Probation director; HB 300, Farmer truck license; HB 371, Currituck--drunkenness; HB 489, Motor vehicle fees; HB 491, Chauffeur's badge; HB 498, Gaston--treasurer's term; HB 506, Durham--appraisers' fees; HB 520, Person--treasurer's term; HB 527, Rowan--Spencer aldermen pay; HB 540, Pasquotank--ABC enforcement fund; HB 560, reimbursing Rommie R. Glover; HB 585, Duplicate marriage licenses; HB 589, New Hanover--Wilmington extension, as amended; HB 595, Haywood--officials' terms; HB 597, Pasquotank--additional appropriations; HB 615, Carteret--Morehead special assessments; HB 623, Mecklenburg--Firemen's retirement; HB 625, Livestock and black markets; HB 627, Washington--ABC profits; HB 628, Davidson--tenants' forfeiture; HB 629, Polk--taxes to general fund; HB 633, Guardians' interest rate; HB 636, Johnston--penalty personal property taxes; HB 639, Lenoir--$300 or less due intestate; HB 650, Rowan --officials' terms; HB 658, Currituck--assistant judge recorder's court; HB 659, Currituck--Shawboro school property; HB 662, Mecklenburg--Charlotte charter; HB 663, Devastation of timber, as amended; HB 665, Tax panalties and discounts; HB 669, Guilford--High Point bonds, as amended; HB 672, Income tax gift deductions; HB 676, Wholesale wine tax, as amended; HB 677, Unfortified wine tax, as amended; HB 682, Currituck--Powells Point school property; HB 685, Rowan--Rockwell officials' terms; HB 686, New River Marine base land claims;

HB 687, State Guard under U.C.C.; HB 689, Polk--tax collector's term; HB 691, Mecklenburg--Charlotte hospital board; HB 692, Mecklenburg--Charlotte special assessments; HB 694, Alleghany--clerical assistance, sheriff and tax collector; HB 695, Guilford--conveyance Greensboro property; HB 696, Carteret--airport extension; HB 697, Mitchell--register of deeds' and tax collector's terms; HB 699, Speed limit restricted areas; HB 701, Transylvania--tax penalties; HB 703, Transylvania--unexpended balances; HB 706, Durham--assistant treasurer; HB 712, Surry--county accountant; HB 713, Surry--tax collectors; HB 716, Wake--C.S.C. reports; HB 719, Guilford--Greensboro police compensation; HB 721, Catawba--Deeds for tax payment.

Bills reported unfavorably:

SB 221, Brunswick--delinquent tax adjustments; HB 232, Ashe--tax revaluation; HB 516, Rutherford--Rutherfordton corporate limits; HB 518, Collection delinquent taxes; HB 550, Yadkin--commissioners' collection; HB 600, Contracts between husband and wife; HB 622, Mecklenburg--Charlotte motor vehicle licenses; HB 624, Mecklenburg--abatement of nuisances; HB 683, Ashe--JP's writing deeds.

Bills passed 2nd reading:

SB 66, Halifax--Weldon cemetery commission; SB 183, Iredell--Statesville mayor's court costs; SB 251, Cabarrus--cotton weighers; HB 490, As to committee substitute, providing for a fee of 50¢ for duplicate registration card.

Bills passed 2nd and 3rd readings:

SB 38, Amendments to U.C. Law; SB 120, Penalty refusal to make U.C. contribution; HB 272, Workmen's compensation benefits, as amended by committee, to clarify with respect to non-specifically covered disfigurement; HB 295, Absentee voting by members of armed forces, as amended; HB 346, Workmen's Compensation comity; HB 397, Revocation of licenses of insurance agents, as amended; HB 423, Insurance realty investments; HB 461, Separate specifications electrical installations as to committee substitute which added air-conditioning; HB 469, Revocation of deeds for future interests, as to committee substitute; HB 471, Deeds of devisees and heirs; HB 475, Sheriffs' bonds for State taxes; HB 476, Members of armed forces license taxes; HB 478, State grant to Alethia Midgett; HB 483, Reimbursing Ira Shamel; HB 486, Motor vehicle accident reports; HB 488, School bus drivers; HB 508, Reimbursing Jerry and Mildred Lee; HR 511, Governor Vance's birthplace, as to committee substitute; HB 513, enjoining practice of optometry; HB 515, Secret organizations in schools, as amended to confine prohibition to secret student organizations not approved by local school authorities; HB 517, Public-Local and Private Laws index; HB 524, Omnibus school boards bill, as to committee substitute which corrects names and appointments; HB 542, Stonewall Jackson Training School deed; HB 555, Six months residence for divorce; HB 547, Textbook rental funds; HB 563, Reimbursing Sarah Lee Stanley; HB 567, Building and Loan mergers; HB 568, Reimbursing Roy Hole; HB 575, Prison labor on farms; HB 576, Remitting A. and N.C. RR taxes; HB 591, Compensation legislative employees, as to committee substitute providing per diem $10 for principal clerks, $8 for other clerks, as amended to add chief enrolling clerk, and as further amended to increase chaplains' per diem to $4.50; HB 596, Reimbursing I.T. Sharpe; HB 603, Qualification of creditor to administer; HB 607, Nautical school.

Bills passed 3rd reading:

SB 137, State tax anticipation notes; SB 138, Sinking Fund bond exchange; SB 139, Highway Bond Act 1943; SB 147, Extension issuance municipal bonds; SB 148, Alexander--library tax; SB 179, Richmond--Norman incorporation; SB 216, Alamance--employees' bonus; SB 224, Richmond--country club commission; HB 246, Detectives collecting accounts; HB 254, Liens for labor; HB 417, Craven--New Bern manager; HB 442, Sampson--special tax authorization; HB 453, Franklin--validating

Franklinton and Louisburg bonds; HB 501, Craven--extending New Bern limits; HB 509, Bonds of A. and N.C. RR; HB 510, Rehabilitation loan to A. and N.C. RR; HB 610, Sampson--incorporation Town of Harrells Store.

Bills re-referred to committees:

HB 214, Prior service state employees retirement, to Appropriations; HB 350, Benefits in excess $3,000 state employees retirement, to Appropriations; HB 352, Marriage license to insane, to Judiciary No. 2; HR 468, As amended, chronic alcoholism study; HB 545, Guilford--High Point Civil Service,toInterstate Cooperation; HB 546, Guilford--High Point Civil Service, to Interstate Cooperation; HB 553, Uniform Weights and Measures amendment, to Agriculture; HB 617, Anglers' licenses, to Finance; HB 618, Hunting licenses, to Finance.

Bills reconsidered:

SB 29, Organizing State Board of Education, as to vote by which it failed to pass 2nd reading; HB 260, Exemption radio workers from jury duty, as to vote by which House refused to concur in Senate amendment. Motion to concur carried.

Bills recalled from unfavorable calendar:

HB 352, Marriage license to insane, re-referred to Judiciary No. 2.

Bills postponed indefinitely:

HB 98, U.C.C. amendments (companion to Senate Bill).

SENATE CALENDAR ACTION

Bills received from House: (All bills referred to Calendar Committee except as indicated.)

SB 16, Uniform representation Halifax Board, placed on calendar for concurrence in House amendments; SB 121, Reorganization of Library Commission, re-referred to Committee on Library; HB 106, To reimburse Thelma Farthing; HB 149, To reimburse Paul Westmoreland; HB 180, State beer and wine hours, placed on calendar; HB 220, State Guard equipment,placed on calendar: HB 262, Reimbursing Dr. S.E. McCotter; HB 282, Yancey--district school committeemen; HB 299, Driver license age; HB 347, Industrial bank loan fee; HB 354, Cancellation Court terms; HB 368, To reimburse Lloyd Church; HB 370, Drainage of streams; HB 375, Notary public as officer; HB 388, ABC Board, placed on calendar; HB 406, Prison department clarification; HB 407, SH & PWC clarification; HB 414, Cosmetic Board Funds; HB 416, Funds for State Planning Board; HB 425, Alleghany--red foxes; HB 429, Prevention tuberculosis; HB 469, Revocation future interests; HB 503, Montgomery--closed season on foxes; HB 521, Onslow--Superior court terms; HB 529, Davie--C.S.C. and register deeds clerk hire; HB 537, Brunswick--recorder's term and salary; HB 538, Brunswick--commissioners' terms; HB 551, Johnston--standard mortgage form; HB 552, Johnston--deeds index system; HB 559, New Hanover--Wrightsville Beach election; HB 586, Buncombe--law library; HB 590, Hertford--tax collector; HB 598, Granville--Oxford clerk and turnkey fee; HB 601, Guilford--Greensboro nominations; HB 606, Wake--dissolution Royall Cotton Mills; HB 608, Harnett-pyrotechnic prohibition; HB 640, Henderson--jail operation; HB 641, Henderson--tax collector; HB 642, Henderson--Hendersonville water commissioners; HR 688, Resolution--judicial district commission; HR 714, Resolution--visit to Pre-Flight School, passed three readings.

Bills reported favorably:

SB 11, The Budget Appropriation Bill, as to Committee Substitute; SB 12, Supplemental Appropriation Bill, as to Committee Substitute; SB 239, amendments to School Machinery Act, as amended; SB 302, Harnett--tax collection and compensation collector; HB 140, Avery--court terms; HB 239, Farm vehicle registration, as amended; HB 262, Reimbursing Dr. S.E. McCotter; HB 266, Moore--board of education;

HB 314, Deaf school textbooks; HB 316, Hertford--jailer's allowance; HB 319, Mecklenburg--Huntersville police jurisdiction; HB 320, Mecklenburg--Charlotte special assessments; HB 354, Cancellation Court terms; HB 375, Notary public as officer; HB 414, Cosmetic Board Funds; HB 416, Funds for State Planning Board; HB 425, Alleghany--red foxes; HB 429, prevention tuberculosis; HB 436, Pasquotank--hog cholera; HB 444, Sampson--commissioners' salaries; HB 457, Mitchell--register of deeds' compensation; HB 438, Anson--rural police, as amended; HB 458, Mitchell--audit of funds, as to Committee Substitute; HB 503, Montgomery--closed season on foxes; HB 533, Guilford--removal cases High Point Municipal court; HB 538, Brunswick--commissioners' terms; HB 539, Pasquotank--disposition property acquired at tax foreclosures; HB 551, Johnston--standard mortgage form, as to Committee Substitute; HB 552, Johnston--deed index system; HB 558, New Hanover--dog damages; HB 561, Rutherford--dog damages; HB 586, Buncombe--law library; HB 616, Rowan--Salisbury and County officers relief fund.

Bills reported unfavorably:

SB 20, Private road highway work; SB 60, Relief of William Hardy Davenport; SB 276, N.C. Aeronautics Commission; SB 286, New Hanover--Wilmington utilities; SB 309, New Hanover--license of wheat threshers; SB 315, Compensating J. J. Johnson; SB 318, Dissolution sanitary districts; HB 306, Log measurement; HB 347, Industrial bank loan fee; HB 370, Swamp drainage.

Bills re-referred to Committees:

SB 20, Private road highway work, taken from unfavorable calendar, re-referred to Calendar Committee; SB 60, Relief of William Hardy Davenport, taken from unfavorable calendar, re-referred to Calendar Committee; SB 121, Reorganization Library Commission, to Committee on Library; SB 324, Mecklenburg--assistant Clerks of Court, to Calendar Committee.

Concurrence in House amendments:

SB 16, Halifax--representation Halifax Board.

Bills passed 2nd reading:

SB 249, Traveling expenses Lieutenant Governor; SB 284, Coterminous boundaries city administrative units; SB 292, Iredell--Statesville corporate limits extension; SB 296, New Hanover--law library; SB 297, New Hanover--Wilmington retirement system; SB 306, Gaston--Gastonia township airport bonds; SB 314, Wake--protecting wild turkeys; HB 441, Sampson--jail repair tax levy.

Bills passed 2nd and 3rd readings:

SB 11, Budget Appropriations Bills, Committee Substitute, which retains or increases all appropriations, with a few exceptions; provides a war bonus for teachers and state employees upon amended schedule as follows: annual salaries up to and including $400 - $5 per month; $401 to $899 - $10; $900 to $1800 - $15; $1801 to $2100 - $16; $2101 to $2400 - $18; $2401 to $2700 - $20; $2701 to $3600 - $22; $3601 to $4500 - $24; total teachers' bonus to be figured on an annual or semi-annual basis, and to be apportioned monthly; SB 12, Supplemental appropriations Bill, Committee Substitute, which retains or increases appropriations of original bill; increases and sets out new schedule for teachers and state employees war bonus as in SB 11, Committee Substitute; SB 41, Absentee voting law amendments, as to Committee Substitute, which broadens the absentee voting law so as to facilitate voting by members of the armed forces; SB 167, Avery--election sale of beer and wine; SB 180, Columbus--boundaries Williams and South Williams Townships; SB 239, Amendments to School Machinery Act, as amended to strike Sec. 5 of the bill and to regulate allotment of teachers in union schools; SB 244, Columbus--changed terms Superior Court; SB 256, Election sanitary district Boards; SB 261, Andrew Johnson birthplace; SB 266, Caldwell--maximum hours processing dairy products; SB 273, Compensation director State School for Blind and Deaf; SB 293, Robeson--salaries prosecuting attorneys and judges; SB 294, Bureau of

Mines; SB 295, Caldwell--grand jury terms; SB 299, Surry-Mount Airy primary; SB 300, Anson--Morven beer and wine; SB 302, Harnett--delinquent tax collection and compensation collector; SB 303, Harnett--closed fox season; SR 307, Resolution--enforcement vagrancy laws; SB 311, Cabarrus--profit-making cemeteries; SB 316, Veterans Service Office; SB 319, Montgomery--school property boundary dispute; SB 320, Rearranging sections General Statutes; HB 63, Compensation members rationing boards; HB 139, Avery--duties tax collector; HB 149, Reimbursing Paul Westmoreland; HB 180, State beer and wine hours; HB 199, Currituck--board of elections pay; HB 216, Currituck--Compensation judges of elections; HB 220, State Guard Equipment; HB 239, Farm vehicle registration; HB 262, Reimbursing Dr. S.E. McCotter; HB 263, Pasquotank--election of county commissioners; HB 299, Driver's license age; HB 335, Nonfeasance recorder's court officers; HB 354, Cancellation Court terms; HB 394, Franklin--recorder's court jurisdiction; HB 399, Guilford--Greensboro Municipal-County court; HB 402, Robeson--removal recorder's court officials; HB 403, Robeson--assistant recorders and solicitors; HB 414, Cosmetic Board funds; HB 416, Funds State Planning Board; HB 425, Alleghany--red foxes; HB 429, Prevention tuberculosis; HB 436, Pasquotank--hog cholera; HB 438, Anson--rural police, as amended to authorize commissioners to levy tax to provide funds; HB 439, Anson--adjusting delinquent taxes; HB 440, Watauga--Boone municipal board of elections, as amended; HB 443, Sampson--mileage of chairman county commissioners; HB 444, Sampson--commissioners' salary; HB 445, Sampson--register of deeds clerk hire; HB 457, Mitchell--register of deeds compensation; HB 458, Mitchell--audit of funds, as to Committee Substitute; HB 503, Montgomery--closed season on foxes; HB 533, Guilford--removal cases High Point Municipal Court; HB 538, Brunswick--commissioners' terms; HB 539, Pasquotank--disposition property acquired at tax foreclosures; HR 544, Resolution endorsing Pharmacy Corps bill; HB 551, Johnston--standard mortgage form, as to Committee Substitute; HB 552, Johnston--index system, register of deeds office; HB 558, New Hanover--dog damages; HB 561, Rutherford--dog damages; HB 586, Buncombe--law library; HB 616, Rowan--Salisbury-Rowan County officers relief fund; HB 649, Camden--court terms.

Bills passed 3rd reading:

SB 161, Issuance period sanitary bond; SB 254, Creation hospital authorities; SB 257, Guilford--obligations Greensboro-High Point Airport Authority; SB 271, New Hanover--Wilmington boundary extension; SB 285, Iredell--law library; SB 289, Rutherford--Forest City exemption from retirement system vote; SB 291, Rutherford--county law library; HB 447, Northampton--county library tax; HB 531, Bertie--Kelford tax rate.

Bills failed 3rd reading:

SB 249, Traveling expenses Lieutenant Governor.

Bills passed three readings:

SR 313, Jackson, Polk and Johnson resolution; SB 317, Beaufort--vacancies and terms board of commissioners; SB 327, Mecklenburg--assistant clerks Superior Court; HR 714, Resolution--visit to Pre-Flight School

BILLS RATIFIED

SB 54, Nine months school term; SB 127, Haywood--vehicles for hire Canton; SB 171, Alamance--war veteran memorial and cemetery; SB 175, New Hanover--retirement employees counties, cities and towns, inapplicable to New Hanover County and City of Wilmington; SB 189, Montgomery--transfer of assets to general fund; SB 190, Montgomery--issuance of bonds; SB 191, Halifax--supervision public schools by Board of Education; SB 199, Edgecombe--duties sheriff, establishment tax collector; SB 204, Rowan--advertising resources; SB 235, Duplin--selection of judge and prosecuting attorney; SB 237, Iredell--Iredell-Rowan Drainage District No. 1; SB 246, Iredell--extending terms of office; SB 247, Iredell--term mayor Statesville; HB 39, Mecklenburg--punishment for public drunkenness; HB 46, Currituck--county officers' bonds; HB 100, Signing C.S.C. Judgments; HB 196, Brunswick--sale of county property; HB 218, Corporate mergers; HB 287, Gaston--Bessemer City property; HB 307, Hybrid seed corn; HB 319, Mecklenburg--Huntersville police jurisdiction; HB 328, Chatham--sheriff's tax sales; HB 336, Supervision mutual burial associations; HB 337, Jones--C.S.C. compensation; HB 355, Transylvania--delinquent tax collection; HB 356, Transylvania--delinquent taxes to general fund; HB 358, Onslow--cemetery tax; HB 359, Onslow--disposition back tax collections; HB 360, Onslow--Jacksonville political wards; HB 362, Guilford--Greensboro special assessments; HB 363, Davidson--prohibition pyrotechnics; HB 366, Washington--county treasurer; HB 382, Bertie--validating tax levies; HB 383, Bertie--commissioners' salaries; HB 384, Bertie--sheriff and jailor; HB 390, Transylvania--Transylvania-Brevard tax collection; HB 394, Franklin--recorder's court jurisdiction; HB 400, Rutherford--commissioners' pay; HB 401, Gaston--Victory School tax election; HB 404, Robeson--Fairmont officials' salaries; HB 408, McDowell--law library, HB 410, Greene--court reporter; HB 419, Jones--enforcement officers' fees; HB 420, Guilford--tax foreclosure fees; HB 426, Caswell--tax collector clerk hire; HB 427, Caswell--sanitary districts; HB 428, Person--Roxboro commissioners as treasurer and clerk; HB 430, Carteret--register of deeds fees; HB 437, Pasquotank--C.S.C. salary; HB 446, Northampton--clerk hire allowance; HB 449, Wayne--Goldsboro extension; HB 450, Washington--additional compensation C.S.C. as judge Juvenile Court; HB 451, Hoke--Raeford incorporation, mayor, tax rate; HB 454, Franklin--tax penalties in Louisburg, Bunn and Youngsville Townships; HB 455, Union--salary register of deeds; HB 456, Union--cotton weigher's pay; HB 459, Lenoir--salary county commissioners; HB 460, Lenoir--compensation Kinston officials; HB 467, Washington--deputy sheriffs; HB 496, Surry--county surveyor's pay; HB 497, Cumberland--professional bondsmen; HB 519, Cumberland--Fayetteville police department civil service; HR 714, Resolution--visit to Pre-Flight School.

Nest Sessions: Senate and House -- 10:00 A.M., February 27, 1943, local bills only.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P. O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 46
February 27, 1943

Sessions: Senate and House--10:00 A. M., local bills only.

BILLS INTRODUCED: SENATE

SB 328. (Local - Edgecombe) - Clark

"To amend chapter 366 of the Public-Local Laws of 1941 relating to the recorder's court of Edgecombe County, so as to increase the salaries of the recorder and prosecutor." (Salary of judge increased to $1800 per year, prosecutor to $1500.) Sent to Calendar Committee.

SB 329. (Public) - Sanders

"To authorize and empower governing boards of counties, cities and towns to remit and refund taxes illegally collected and paid into the treasury of such municipality." (As title indicates. Demand must be made in writing within two years.) Sent to Calendar Committee.

SB 330. (Local - Brunswick) - Ruark

"To provide for rural police in Brunswick County in discretion of County Commissioners." (Three-member rural police force authorized, to receive not less than $50 nor more than $75 per month, plus necessary expense allowance. To serve under the direction and control of county commissioners, with the same powers and duties as sheriff. O. W. Perry, D. L. Ganey and Wainzie Evans appointed as such officers; $500 bond required. Number of sheriff's deputies reduced to two.) Passed three readings and sent to House.

BILLS INTRODUCED: HOUSE

HB 739. (Private) - Richardson by request

"For the relief of Lula Deese, Roberta Deese, Jeanette Deese and Keith Deese, and to reimburse Robert H. Deese for damages to automobile and medical expenses incurred through collision with State Highway patrol car operated by patrolman R. Hal Maney in Union County, North Carolina, on Highway No. 74 on October 5, 1941." (Would appropriate $1,400 to compensate persons named in title.) Sent to Committee on Appropriations.

HB 740. (Local - Henderson) - Burgin

"To amend and extend the provisions of chapter 408, Public Local Laws of North Carolina session 1915, same being an Act to authorize the commissioners of Henderson County to levy a special hospital tax." (Would authorize tax of $\frac{1}{2}\%$ on all taxable property, to be used toward retirement of indebtedness of Hendersonville Hospital Association.) Sent to Committee on Counties, Cities and Towns.

HB 741. (Local - Cherokee) - Mrs. Cover

"To provide for the appointment of trustees for the Andrews City Administrative School Unit in Cherokee County." (Six-member board to consist of H. M. Whitaker, J. H. Christy, W. C. Morrow, L. B. Nichols, W. A. Puett and W. R. Dockery to serve for 2 years beginning in April, 1943. All vacancies to be filled by the State Board of Education.) Sent to Committee on Counties, Cities and Towns.

HB 742. (Local - Gaston) - Dolley

"To authorize the board of county commissioners of Gaston County to regulate the release and the hunting of foxes in Gaston County." (As title indicates.) Passed three readings and sent to the Senate.

HB 743. (Local - Macon) - Rogers

"To repeal chapter 9, Private Laws, 1917, relating to the corporate limits of the Town of Franklin." (As title indicates.) Placed on the calendar.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 41, Absentee voting law amendments, to Elections and Election Laws; SB 167, Avery--beer and wine election, to Finance; SB 180, Columbus--boundaries Williams and South Williams Township, to Elections and Election Laws; SB 236, Duplin--salaries of certain deputy sheriffs, to Salaries and Fees; SB 244, Columbus--changed terms Superior Court, to Courts and Judicial Districts; SB 256, Election sanitary district boards, to Judiciary No. 2; SB 257, Guilford--obligations Greensboro-High Point airport authorities, to Finance; SB 259, Maximum liability guaranty or indemnity contracts, to Judiciary No. 1; SB 261, Andrew Johnson birthplace, to Committee on Library; SB 266, Caldwell--maximum hours processing dairy products, to Agriculture; SB 271, New Hanover--Wilmington boundary extension, to Finance; SB 273, Compensation members Board of Directors State School for Blind and Deaf, to Appropriations; SB 278, Robeson--salaries attorney, to Salaries and Fees; SB 289, Rutherford--Forest City exemption from retirement system vote, to Judiciary No. 1; SB 291, Rutherford--county bar library, to Judiciary No. 2; SB 293, Robeson salaries prosecuting attorneys and recorders, to Salaries and Fees; SB 294--Bureau of Mines, to Conservation and Development; SB 295, Caldwell--grand jury terms, to Courts and Judicial Districts; SB 299, Surry--Mount Airy primary, to Elections and Election Laws; SB 300, Anson--Morven liquor prohibition, to Finance; SB 302, Harnett --delinquent tax collection and compensaation collector, to Judiciary No. 2; SB 303, Harnett--closed fox season, to Game; SR 307, Resolution--vagrancy law enforcement, to Propositions and Grievances; SB 311, Cabarrus--cemetery improvements, to Judiciary No. 2; SR 313, Resolution--Andrew Jackson, James K. Polk and Andrew Johnson memorial, to Library; SB 316, Supplemental appropriations Veterans Service Office, to Appropriations; SB 317, Beaufort--vacancies and terms Board Commissioners, to Counties, Cities and Towns; SB 319, Montgomery--Troy school boundary dispute, to Education; SB 320, Rearranging General Statutes, to Recodification; SB 327, Mecklenburg--assistant clerks Superior Court, to Recodification; HB 239, Farm vehicle registration, for concurrence in Senate amendment, placed on calendar; HB 438, Anson--rural police, for concurrence in Senate amendment, placed on calendar; HB 440, Watauga--Boone municipal board of elections, for concurrence in Senate amendment, placed on calendar; HB 458, Mitchell--audit of funds, for concurrence in Senate amendment, placed on calendar.

Bills reported favorably:

HB 556, Union--Superior Court terms; HR 725, Resolution--periodicals and publications commission.

Bills rereferred to committee:

HR 725, Resolution--periodicals and publications commission, to Appropriations.

Bills recalled from committees:

HB 679, Wake--officers' salaries, from Salaries and Fees.

Bills passed 2nd and 3rd reading:

SB 102, Rockingham--filing annual reports clerk Superior Court; SB 119, Guilford--pay and duties sheriff and deputies; SB 146, Iredell--Statesville desk officers warrants; SB 164, Moore--various county boards; SB 169, Brunswick--county accountant; SB 172, Alamance--trustees County public hospital; SB 174, Graham--membership of the Board of Education;

SB 184, Moore--compensation Superior Court clerk and register of deeds; SB 185, Rutherford--salaries employees not elected; SB 208, Robeson--primary election Lumberton; SB 209, Robeson--Board of Commissioners salaries adjustment; SB 212, Gaston--additional compensation members Board Commissioners; HB 312, Mecklenburg--cattle sale by weight; HB 371, Currituck--drunkenness; HB 480, Northampton, jailer's salary as to committee substitute; HB 498, Gaston--treasurer's term; HB 506, Durham--exemption appraisers' fees; HB 520, Person--treasurer's term; HB 527, Rowan--Spencer aldermen's pay; HB 535, Anson--officials' salaries; HB 540, Pasquotank--expenditure law enforcement fund by ABC board; HB 541, Madison--register of deeds salary; HB 560, Rutherford--deputy sheriffs' expenses; HB 564, Iredell--salaries of deputy clerk and deputy register of deeds; HB 569, Nash--declared stock law territory; HB 570, Avery--C. S. C. fees; HB 584, Yadkin--salaries of officers, clerical assistants Superior Court clerk and register of deeds; HB 593, Richmond--Hamlet district clerks compensation; HB 594, Haywood-assistant Superior Court clerk salary; HB 595, Haywood--terms of office county commissioners, register of deeds, tax collection and county surveyor; HB 597, Pasquotank--additional appropriations; HB 599, Swain--register of deeds fees; HB 602, Guilford--real estate for taxes due; HB 615, Carteret--Morehead special assessments; HB 623, Mecklenburg--transfers between Firemens and Local Governmental Employees Retirement systems; HB 626, Montgomery--officers' liquor fees, as amended; HB 627, Washington ABC profits, as amended; HB 628, Davidson--tenants' forfeiture possession right; HB 629, Polk--remission taxes to general fund; HB 634, Beaufort--Belhaven board of aldermen election; HB 636, Johnston--penalty delinquent personal property taxes; HB 639, Lenoir--sums not exceeding $300 due intestates; HB 646, Harnett--sheriff's fee for arrests; HB 650, Rowan--Spencer mayor and aldermen tenure; HB 658, Currituck--assistant judge recorder's court; HB 659, Currituck--Shawboro School property; HB 664, Martin--prepayments county taxes; HB 678, Northampton--index to conveyances; HB 679, Wake--officers salaries; HB 682, Currituck--Powells Point school property; HB 685, Rowan--Rockwell mayor and aldermen tenure; HB 689, Polk--extending tax collectors term; HB 691, Mecklenburg--validating Charlotte and Hospital Board acts; HB 694, Alleghany--clerical assistance sheriff, tax collector, treasurer; HB 695, Guilford--conveyance Greensboro real property; HB 696, Carteret--extension of airports; HB 697, Mitchell-- register of deeds and tax collector's terms; HB 701, Transylvania--delinquent taxes penalties and interest; HB 703, Transylvania--unexpended balances; HB 706, Durham--Assistant treasurer, clerk, and stenographer; HB 712, Surry-county accountant and bookkeeper; HB 713, Surry--district tax collectors; HB 719, Guilford--Greensboro police officers salary sources; HB 721, Catawba--real property deeds as tax payments.

Bills passed three readings:

HB 742, Gaston--fox hunting.

SENATE CALENDAR ACTION

Bills received from the House: (All bills referred to Calendar Committee except as indicated.)

SB 148, Alexander--Public Library, for concurrence in House amendment; HB 62, Salaries of commissioners of Agriculture and Labor; HB 116, Housing authorities law amendment; HB 217, Training School for Negro Girls; HB 233, Reimbursement William V. Hensley; HB 234, Reimbursement Mrs. Worth Jackson; HB 244, Statute research; HB 246, Detective agencies collecting accounts; HB 251, Reimbursing W. Stanley Kearney; HB 292, Municipal taxi control; HB 324, Correcting errors old age assistance; HB 346, "Employment" under U. C. Law; HB 417, Craven--New Bern manager; HB 422, Death of partner; HB 442, Sampson--special tax authorization; HB 453, Franklin--validating Franklinton and Louisburg bonds; HB 461, Specifications for electrical installations; HB 471, Conveyances by heirs and devisees; HB 475, Abolishing sheriffs' bond for State taxes; HB 476, Exemption members armed forces license taxes; HB 478, Correcting calls in grant to Alethia Midgett; HB 483, Reimbursing Ira G. Shamel, Forsyth; HB 486, Motor vehicle accident reports; HB 488, Certification school bus drivers; HB 501, Craven--extending New Bern limits; HB 508, Reimbursing Jerry and Mildred Lee; HB 509, Taking up and refunding bonds A. and N. C. RR.; HB 510, Authorizing rehabilitation loan to A. and N.C. RR; HR 511, Resolution, Governor Vance birthplace commission; HB 513, Optometry examiners' injunctions; HB 517, Publishing index local laws; HB 524, Board of Education Omnibus Bill; HB 542, Conveyance to Jackson Training School; HB 547, Textbook rental system; HB 555, Residence requirement for divorce deduction; HB 563, Reimbursing Sarah Lee Stanley; HB 567, Merger of Building and Loan Associations; HB 575, Prison labor for farm work; HB 576, A. and N. C. RR franchise tax remission; HB 596, reimbursement I. T. Sharpe; HB 603, Order of letters of administration; HB 607, Nautical School Commission; HB 610, Sampson--Incorporation Harrells Store.

Bills reported favorably:

SB 298, New Hanover--appointment Carolina Beach mayor and aldermen, as to Committee Substitute; SB 305, Belmont vocational textile school; HB 106, Thelma Farthing, as to Committee Substitute; HB 406, Prison Department clarification; HB 407, S. H. and P. W. C. clarification; HB 521, Onslow--Superior Court terms; HB 529, Davie--CSC and register of deeds clerk hire; HB 559, New Hanover--election Wrightsville Beach governing body; HB 590, Hertford--creation tax collector; HB 598, Granville--Oxford Clerk and Turnkey fee; HB 601, Guilford--Greensboro candidate nomination; HB 606, Wake--dissolution Rowall Cotton Mills; HB 608, Harnett--prohibition pyrotechnics; HB 640, Henderson--jail operations and salaries; HB 641, Henderson--delinquent tax collection; HB 642, Henderson--Hendersonville water commissioners; HR 688, Resolution continuing judicial and solicitorial district commission.

Bills reported unfavorably:

SB 60, relieving W. H. Davenport.

Next sessions: Senate--12:00 noon, March 1, 1943
House --8:00 P. M., March 1, 1943

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA
P.O. BOX 1657
TELEPHONE 33361
FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 47
March 1, 1943

Sessions: Senate--12:00 noon; 2:30 P. M.
House--8:00 P. M.

BILLS INTRODUCED: SENATE (Note: All bills were referred to the Calendar Committee unless otherwise designated.)

SB 331. (Local - Jackson) - McKee

"To authorize the commissioners of Jackson County to levy a special hospital tax." (Not to exceed 1¢ on $100 valuation, to be applied to the support of a non-profit sharing hospital to be designated by the commissioners.) Placed on the calendar.

SB 332. (Public) - Taylor

"To authorize the allocation of funds from the Contingency and Emergency Fund to defray administrative expenses provided for in conjunction with the creation of unified boards of directors for certain State hospitals and correctional institutions." (Would authorize allocation if the appropriation for the various institutions should be inadequate to pay for extra expenses to be incurred under Senate Bills 129 and 225.)

SB 333. (Public) - Taylor, O'Berry and Farthing

"To prohibit the manufacture and sale of anti-freeze solutions compounded with inorganic salts or petroleum distillates." (As title indicates.)

SB 334. (Local - Harnett) - Chaffin

"To amend chapter 352 of the Public-Local Laws of 1933 relating to the compensation of the board of commissioners of Harnett County." (Would set the compensation of the chairman at $420 per year, payable $35 per month. Other members to receive per diem of $7.50, but may not be paid for more than 24 meetings in any year.)

SB 335. (Local - Robeson) - Barker

"To repeal chapter 47 of the Public Local Laws of 1939 as it relates to hunting and fishing in 'The Big Swamp' in Robeson County." (Would repeal an Act which makes it lawful for residents of Bladen County to hunt and fish in "Big Swamp" without a state license, provided they buy a Bladen County license when required to do so.)

SB 336. (Public) - Barker

"To authorize the Governor and Council of State to allocate additional funds from the Contingency and Emergency Fund to Pembroke State College for Indians for the next biennium." (Maximum of $4,531 for each year authorized.)

SENATE CALENDAR ACTION

Bills received from the House -(All bills sent to Calendar Committee):

HB 254, Labor liens; HB 312, Mecklenburg--cattle sale by weight; HB 371, Currituck--drunkenness; HB 397, Insurance agent license; HB 480, Northampton--jailer's salary; HB 498, Gaston--treasurer's term; HB 506, Durham--homestead appraisers' fees; HB 515, Prohibiting secret organizations in schools; HB 520, Person--treasurer's term; HB 527, Rowan--Spencer aldermen's pay; HB 535, Anson--official's salaries; HB 540, Pasquotank--expenditure law enforcement fund by ABC board; HB 541, Madison--register of deeds' salary; HB 560, Rutherford--deputy sheriffs' expenses; HB 564, Iredell--salaries of deputy clerk and deputy register of deeds; HB 568, Reimbursing Roy Hole; HB 569, Nash--declared stock law territory; HB 570, Avery--C.S.C. fees; HB 586, Buncombe--law library; HB 591, Compensation legislative employees; HB 593, Richmond--Hamlet district clerks compensation; HB 594, Haywood--assistant Superior Court clerk salary; HB 595, Haywood--terms of office County Commissioners, Register of Deeds, Tax Collector and County Surveyor; HB 597, Pasquotank--additional appropriations; HB 599, Swain--register of deeds fees; HB 602, Guilford--real estate for taxes due; HB 615, Carteret--Morehead special assessments; HB 623, Mecklenburg--transfers between Firemen's and Local Governmental Employees' retirement systems; HB 626, Montgomery--officers' liquor fees; HB 627, Washington--ABC profits; HB 628, Davidson--tenants forfeiture; HB 629, Polk--remission taxes to general fund; HB 634, Beaufort--Belhaven board of aldermen election; HB 636, Johnston--penalty delinquent personal property taxes; HB 639, Lenoir--sums not exceeding $300 due intestates; HB 646, Harnett--sheriff's fee for arrests; HB 650, Rowan--Spencer mayor and aldermen tenure; HB 658, Currituck--assistant judge recorder's court; HB 659, Currituck--Shawboro school property; HB 664, Martin--prepayments county taxes; HB 678, Northampton--re-indexing conveyance records; HB 679, Wake--officers salaries; HB 682, Currituck--Powells Point school property to community center; HB 685, Rowan--Rockwell mayor and aldermen tenure; HB 689, Polk--extending tax collectors term; HB 691, Mecklenburg--validating Charlotte and Hospital Board acts; HB 694, Alleghany--clerical assistance sheriff, tax collector, treasurer; HB 695, Guilford--conveyance Greensboro real property; HB 696, Carteret--extension of airport; HB 697, Mitchell--register of deeds and tax collector's terms; HB 701, Transylvania--delinquent taxes penalties and interest; HB 703, Transylvania--unexpended balances; HB 706, Durham--assistant treasurer, clerk, stenographer; HB 712, Surry--county accountant and bookkeeper; HB 713, Surry--district tax collector; HB 719, Guilford--Greensboro police officers salary sources; HB 721, Catawba--real property deeds as tax payments; HB 742, Gaston--fox hunting; HB 272, Workmen's Compensation Act Amendments;

Bills reported favorably:

SB 192, N. C. Art Society appropriation; SB 241, Commission to study administrative agencies and procedure; SB 248, N. C. Symphony Society, Inc.; SB 318, Dissolution districts; SB 321, Employer's right of action; SB 322, Hertford--time liquor sales; SB 324, Mecklenburg--assistant clerks; SB 328, Edgecombe--recorder and prosecutor salaries; SB 329, Remittance illegally collected taxes; HB 217, Training school for negro girls; HB 244, Statute research; HB 246, Detective agencies collecting accounts; HB 294, Bureau of Mines; HB 422, Death of partner; HB 423, Insurance companies' real estate; HB 461, Specifications for electrical installations, as to committee substitute; HB 471, Conveyances by heirs and devisees; HB 478, Correcting calls in grant to Alethia Midgett, as amended; HB 483, Reimbursing Ira Shamel; HB 509, Taking up and refunding bonds A. & N. C. RR; HB 510, Authorizing rehalibitation loan to A. & N. C. RR; HB 537, Brunswick--recorder's term and salary; HB 547, Textbook rental system; HB 563, Reimbursing Sarah Lee Stanley, as amended; HB 610, Sampson--incorporating Harrells Store.

Bills reported unfavorably:

SB 304, Buncombe--citation previous deeds of conveyances; SB 326, New Hanover--Commissioners legislative powers.

Bills recalled and rereferred to Committee:

SB 121, Reorganization of Library Commission, from Library to Calendar Committee.

Bills passed 2nd reading:

SB 292, Iredell--Statesville corporate limits extension; HB 509, Taking up and refunding bonds A. & N. C. RR; HB 510, Authorizing rehabiliation loan to A. & N. C. RR; HB 610, Sampson--incorporation Harrells Store.

Bills passed 2nd and 3rd readings:

SB 298, New Hanover--appointment Carolina Beach mayor and aldermen, as to Committee Substitute, which changes representation on board so that 3 shall be legal residents and 2 shall be freeholders, increases compensation of Chairman County Board Elections, and makes other clarifying amendments; SB 305, Belmont vocational textile school; SB 318, Dissolution sanitary districts; SB 321, Employer's right of action; SB 322, Hertford--time liquor sales; SB 324, Mecklenburg--assistant Clerks; SB 328, Edgecombe--recorder and prosecutor's salary; SB 329, Remittance illegally collected taxes; HB 106, Thelma Farthing, as to Committee Substitute providing that $1,200 claim not be paid until after proper investigation; HB 244, Statute research; HB 246, Detective agencies collecting accounts; HB 406, Prison Department clarification; HB 407, S. H. & P. W. C. clarification; HB 422, Death of partner; HB 423, Insurance companies' real estate; HB 461, Specifications for electrical installations, as to Committee Substitute; HB 471, Conveyances by heirs and devisees, as amended to provide that this Act shall not apply to pending litigation; HB 478, Correcting calls in grant to Alethia Midgett, as amended to provide that this Act shall not apply to pending litigation; HB 483, Reimbursing Ira Shamel; HB 529, Davie--clerk hire; HB 559, New Hanover--election Wrightsville Beach governing body, as amended to clarify; HB 563, Reimbursing Sarah Lee Stanley, as amended to provide for investigation by the School Commission and authorize the payment of $375 if proper; HB 590, Hertford--creation tax collector; HB 598, Granville--Oxford clerk and turnkey fee; HB 601, Guilford--Greensboro candidate nominations; HB 606, Wake--dissolution Royall Cotton Mills; HB 608, Harnett--prohibition pyrotechnics; HB 640, Henderson--jail operation and salaries; HB 641, Henderson--delinquent tax collection; HB 642, Henderson--Hendersonville water commissioner; HR 688, Resolution--continuing Judicial and Solicitorial District Commission; HB 217, Training school for negro girls; HB 521, Onslow--Superior Court terms.

Bills passed 3rd reading:

SB 284, Coterminous boundaries city administrative units, as amended to apply to Iredell County only; SB 296, New Hanover--law library; SB 297, New Hanover--Wilmington retirement system; SB 306, Gaston--Gastonia Township airport bonds; HB 441, Sampson--jail repair tax levy.

Bills returned to House for concurrence in Senate amendments:

HB 106, Private--Thelma Farthing; HB 559, New Hanover--election Wrightsville Beach governing body.

Bills placed upon the table:

SB 324, Mecklenburg--assistant Clerks.

Night Sessions--Senate and House, 8:00 P. M.

BILLS INTRODUCED: SENATE (All bills referred to Calendar Committee.)

SB 337. (Public) - Horton
"To amend sections 5735 and 5737 of Volume III of the Consolidated Statutes and chapter 359 of the Public Laws of 1931, relating to the terms of office and per diem of the members of the Textbook Commission on elementary textbooks and the State Committee on high School textbooks." (To be appointed on April 1, 1943 and annually thereafter, to serve for one year and be subject to the call of the State Board of Education at any time during their term. C. S. 5737 rewritten to provide that each member of Commission is to receive $5.00 per day for meetings attended, plus actual expenses incurred.)

SB 338. (Local - Columbus) - Harrelson
"Relating to the fees of the register of deeds of Columbus County for furnishing certified copies of records." (All such fees to be retained by register.)

BILLS INTTODUCED: HOUSE (All bills referred to Calendar Committee unless otherwise indicated.)

HB 744. (Local - Guilford) - Caveness
"To amend Chapter 293 of the Public-Local and Private Laws of 1941 relating to the establishment of a pension fund for the retirement and disability of members of the Fire Department of the City of High Point." (Would amend to provide for an annual pension in case of retirement or total disability which was not approximately caused while acting in the line of duty equal to 3½% of total wages earned for the total time he was a paid employee, or during the last 20 years of his employment, whichever is less to be payable in monthly installments.)

HB 745. (Local - Guilford) - Caveness
"To amend Chapter 164 of the Private Laws of 1929 relating to the Greensboro Policemen's Retirement Fund." (Adds the chief of Police and one member of the Police Department to the board administrating emergency reserve fund, to be elected annually by the members of the Police Department in April of each year.)

HB 746. (Local - Durham) - Brawley and Barker
"To permit the County of Durham and the City of Durham to accept deeds for real estate in payment of taxes and special assessments due thereon in lieu of foreclosure of the tax lien or special assessment lien, and to resell such property." (As title indicates. Acceptance of deed not to interfer with liens of other taxing units or other valid recorded lien. Property may be sold upon terms in the descretion of the governing body of the taxing unit.)

HB 747. (Local - Lincoln) - Abernethy
"Governing the registration and preservation of maps, plats, or other drawings of lands in Lincoln County." (Sets out regulations as to size of maps, plats or drawings, and as to the binder. Register of Deeds not required to accept plats not in conformity. Fee of $2 to be charged for each plat or sheet if more than one sheet required.)

HB 748. (Local - Lincoln) - Abernethy
"To fix the compensation of the members of the Board of County Commissioners of Lincoln County." (Chairman of board to receive $30 per month, and members to receive a per diem of $10 plus 5¢ mileage but per diem not to exceed two days per month. Limitations not to apply while board sits on Board of Equalization and Review, when regular per diem and expenses are allowable.)

HB 749. (Public) - Moseley

"Validating the probate of wills where the clerk of the Superior Court has failed to obtain and record the affidavit described in section 4142 of the Consolidated Statutes and amending that Section." (As title indicates. Also changes the language of the section and requires the affidavit accompanying the application for letters testamentary to be filed by the clerk.)

HB 750. (Public - Guilford and Davidson) - Moseley, **Smith**, Caveness, Shreve and Turner of Guilford

"To amend Section 1443 of the Consolidated Statutes of North Carolina, providing for terms of the Superior Court in the twelfth Judicial District." (Sets out dates of court terms to be held in Davidson and Guilford Counties. Provides for terms at both the Greensboro and High Point divisions in Guilford County and further provides for transfer of cases from one division to the other by order of the Governor upon recommendation of the Presidents of the Greensboro and High Point Bar Association, in writing.)

HB 751. (Local - Gates) Rountree

"To authorize the Clerk of the Superior Court of Gates County to fill vacancies occurring in the office of Judge and Solicitor of the Gates County Recorder's Court." (As title indicates. Also authorizes clerk to appoint acting judge or solicitor during temporary absences. Appointee to receive same pay as the regular judge or solicitor for the time served.)

HB 752. (Local - Gates) - Rountree

"To authorize the County Commissioners of Gates County to pay a sum not to exceed $400.00 per annum to the register of deeds for clerical assistance." (As title indicates.)

HB 753. (Local - Columbus and New Hanover) - Kermon

"To amend Chapter 329 of the Public Laws of 1935, relating to the licensing of threshers, to require said law to be administered in Columbus County and in New Hanover County by the county farm agent." (As title indicates, the farm agent to act in said counties in place of the register of deeds.)

HB 754. (Public) - Sumner

"To repeal sections 2016, 2017, 2018 and 2019 of the Consolidated Statutes, relating to fishing on the Scuppernong River." (As **indicated**; deletes prohibitions against net fishing.)

HB 755. (Local - Cherokee) - Mrs. Cover

"Requiring the County Accountant of Cherokee County to collect delinquent taxes." (Accountant made ex officio delinquent tax collector, to bonded in an amount fixed by the Board of County Commissioners. Upon ratification of the act persons having tax sale certificates and tax receipts representing delinquent taxes for 1941 and prior years are required to turn over such certificates and receipts whether in suit or otherwise. In subsequent years when the Sheriff and Tax Collector make settlement with the Board on current taxes, the Board is required to immediately turn over to the County Accountant for collection all delinquent taxes.)

HB 756. (Local - Davidson) - Smith

"To amend section 2 of Chapter 26 of the Private Laws of 1935, to provide for the election, instead of appointment, of the Board of Education of the Lexington City Administrative Unit." (Board to be composed of 6 members, 5 elected from within the City Administrative Unit, and one selected by the five from the area outside the corporate limits of the Unit. Elected members to be chosen every two years at aldermen election by wards. Vacancies to be filled by the Board of Aldermen of Lexington.)

HB 757. (Public) - Reynolds
"To amend Chapter 245, Public Laws of 1935, relating to compensation of school children killed and/ or injured as a result of the operation of a school bus." (Law expanded to include death "as a result of the operation of a school bus.")

HB 758. (Public) - Reynolds
"To amend chapter 265, Public Laws of 1925, relating to safety in the transportation of school children of North Carolina." (Drivers of motor vehicles required to come to a stop without passing any school bus discharging school children on the highways or streets of the State, provided that the school bus bear both front and rear a sign with letters not less than 5 inches high reading "School Bus.")

HB 759. (Public) - Wallace of Lenoir
"To amend Chapter 263 of the Public Laws of 1941, relating to the livestock markets." (Would require operators of livestock markets to secure permits from the Commissioner of Agriculture, giving such information to the Commissioner as he may require. Permits could be revoked for violation of the Act upon notice and an opportunity to be heard. Appeals from the Commissioner would be taken to the Superior Court of the county in which the violation took place.) Sent to Committee on Agriculture.

HB 760. (Local - Surry) - Dobson
"To authorize the sheriff of Surry County, with the approval of the Board of County Commissioners, to employ additional clerical assistance, and to provide for the compensation of said clerical assistance." (As title indicates. Compensation not to exceed $900 per annum.)

HB 761. (Local - Surry) - Dobson
"To authorize the clerk of the Superior Court of Surry County to employ an additional deputy clerk and to provide for the compensation of said deputy clerk." (To be employed with approval of the county commissioners. Compensation not to exceed $960 per annum, to be paid from the general fund.)

HB 762. (Local - Robeson) - Buie and Graham
"To validate the sales of land for taxes in the County of Robeson and municipalities therein made during the years 1941 and 1942 and confirming settlements and adjustments of taxes heretofore made by the governing body of Robeson County and the governing body of the municipalities therein." (As title indicates.)

HB 763. (Local - Currituck) - Boswood
"To amend Chapter 122 of the Public Laws of 1935 relating to the prevention of Rabies in the State of North Carolina." (Provides for vaccination to begin annually on January 1 in Currituck County.)

HB 764. (Local - Currituck) - Boswood
"To prohibit the sale of wine and beer in Currituck County between the hours of 11:30 P.M. on Saturday and 7:00 A.M. on Monday." (Punishment to be in discretion of Court, but judgment not to be suspended upon payment of the costs. Licenses to be revoked upon second conviction.)

HB 765. (Local - Franklin) - Lumpkin
"To amend section 1443 of the Consolidated Statutes, relating to the terms of the Superior Court, so as to change the terms in Franklin County." (Sets out schedule of court terms. Provides that at criminal terms all motions and divorce cases may be heard, and civil jury cases may be heard at criminal terms by consent.)

HB 766. (Local - Franklin) - Lumpkin
"To reduce the salary of the county attorney and to prohibit the collection of commissions on delinquent tax sales in Franklin County." (Salary of county attorney and solicitor of the recorder's court not to exceed $1,500 per annum, in the discretion of the commissioners. May not charge any fee for bringing tax suits, nor any commissions except such as may be approved by the Court. The county attorney, auditor, or one of the commissioners to be appointed as commissioner in tax foreclosure sales, and no commissions are to be charged for holding the sale.)

HB 767. (Local - Wake) - Allen, Hatch and Allen
"To amend chapter 367, Public Laws of 1941, relating to the terms of the Superior Court in Wake County." (Changes dates for holding Court terms.)

SENATE CALENDAR ACTION

Bills reported favorably:

SB 121, Reorganization of Library Commission; SB 310, New Hanover--Wilmington and New Hanover back tax collection, as to Committee Substitute; SB 332, Funds for unified Board Directors State hospitals; SB 333, Anti-freeze solutions; SB 334, Harnett--commissioners pay; HB 62, Salaries of Commissioners of Agriculture and Labor; HB 233, Reimbursement William Hensley; HB 234, Reimbursement Mrs. Worth Jackson; HB 251, Reimbursement W. Stanley Kearney; HB 272, Workmen's Compensation Act amendment; HB 282, Yancey--district school committeemen; HB 292, Municipal taxi control; HB 393, Franklin--sheriff's expenses; HB 395, Franklin--C.S.C. salary; HB 397, Insurance agent license; HB 417, Craven--New Bern manager; HB 453, Franklin--validating Franklinton and Louisburg bonds; HB 476, Exemption members armed forces license taxes; HB 486, Motor vehicle accident reports; HB 488, Certification school bus drivers; HB 508, Reimbursing Jerry and Mildred Lee; HR 511, Resolution--Governor Vance birthplace commission; HB 517, Publishing index local laws; HB 520, Person--treasurer's term; HB 524, Boards of Education Omnibus Bill; HB 527, Rowan--Spencer aldermen's pay; HB 540, Pasquotank--expenditure law enforcement fund by ABC board; HB 542, Conveyance to Jackson Training School; HB 560, Rutherford--deputy sheriff's expenses; HB 564, Iredell--salaries of deputy clerk and register of deeds; HB 567, Merger of Building and Loan Ass'ns; HB 568, Reimbursement Roy Hole; HB 569, Nash--declared stock law territory; HB 575, Prison labor for farm work; HB 576, A. and N. C. RR, franchise tax remission; HB 591, Compensation Legislative employees; HB 593, Richmond--Hamlet district, clerk's compensation; HB 596, Reimbursement I. T. Sharpe; HB 597, Pasquotank--additional appropriations; HB 599, Swain--register of deeds' fees; HB 602, Guilford--real estate for taxes due; HB 615, Carteret--Morehead special assessments; HB 623, Mecklenburg--transfers between Charlotte Firemen's and Local Government Employees' retirement systems; HB 626, Montgomery--officers' liquor fees; HB 627, Washington--ABC profits; HB 628, Davidson--croppers' forfeiture possession right; HB 629, Polk--remission taxes to general fund; HB 634, Beaufort--Belhaven Board of Aldermen election; HB 636, Johnston--penalty delinquent personal property taxes; HB 639, Lenoir--sums less than $300 due intestates; HB 646, Harnett--sheriff's fee for arrests; HB 650, Rowan--Spencer mayor and aldermen tenure; HB 679, Wake--officials' salaries; HB 685, Rowan--Rockwell mayor and aldermen tenure; HB 706, Durham--assistant treasurer; HB 742, Gaston--hunting foxes.

Bills reported unfavorably:

HB 515, Secret organizations in schools.

Bills passed 2nd reading:

SB 334, Harnett--commissioners' pay; HB 438, Anson--rural police (recalled from House and placed on roll call calendar); HB 476, Exemption members armed forces license taxes; HB 517, Publishing index local laws.

Bills passed 2nd and 3rd readings:

SB 192, N. C. Art Society appropriation, as to Committee Substitute; SB 241, Commission to study administrative agencies and procedure; SB 248, N. C. Symphony Society incorporation; SB 294, Bureau of Mines; SB 310, New Hanover--Wilmington and New Hanover back tax collection, as to Committee Substitute; SB 332, Funds for unified Board Directors State hospitals; SB 333, Anti-freeze solutions; HB 62, Salaries of Commissioners of Agriculture and Labor; HB 233, Reimbursement William Hensley; HB 234, Reimbursement Mrs. Worth Jackson; HB 251, Reimbursement W. Stanley Kearney; HB 272, Workmen's Compensation Act amendment; HB 282, Yancey--district school committeemen; HB 294, Credit prior service Highway employees; HB 397, Insurance agent license; HB 486, Motor vehicle accident reports; HB 488, Certification school bus drivers; HB 508, Reimbursing Jerry and Mildred Lee; HR 511, Resolution--Governor Vance birthplace commission; HB 520, Person--treasurer's term; HB 524, Boards of Education Omnibus Bill, as amended; HB 527, Rowan--Spencer aldermen's pay; HB 540, Pasquotank--expenditure law enforcement fund by ABC board; HB 542, Conveyance to Jackson Training School; HB 564, Iredell--salaries of deputy clerk and register of deeds; HB 567, Merger of Building and Loan Ass'ns; HB 568, Reimbursement of Roy Hole; HB 569, Nash--declared stock law territory; HB 575, Prison labor for farm work; HB 576, A. & N. C. RR, franchise tax remission; HB 591, Compensation Legislative employees; HB 593, Richmond--Hamlet district, clerk's compensation; HB 596, Reimbursement of I. T. Sharpe; HB 597, Pasquotank--additional appropriations; HB 599, Swain--register of deeds' fees; HB 602, Guilford--real estate for taxes due; HB 615, Carteret--Morehead special assessments; HB 623, Mecklenburg--transfers between Charlotte Firemen's and Local Government Employees retirement systems; HB 626, Montgomery--officers' liquor fees; HB 627, Washington--ABC profits; HB 628, Davidson--croppers' forfeiture possession right; HB 629, Polk--remission taxes to general fund; HB 634, Beaufort--Belhaven Board of Aldermen election; HB 636, Johnston--penalty delinquent personal property taxes; HB 639, Lenoir--sums less than $300 due intestates; HB 646, Harnett--sheriff's fee for arrests; HB 650, Rowan--Spencer mayor and aldermen tenure; HB 679, Wake--officials' salaries, as amended by fixing assistant clerk's salary at $2500 per year and chief deputy's salary at $2500; HB 685, Rowan--Rockwell mayor and aldermen tenure; HB 706, Durham--assistant treasurer.

Bills passed 3rd reading:

SB 121, Reorganization of Library Commission.

Bills taken from unfavorable calendar, placed on favorable calendar:

HB 370, Drainage of streams.

Concurrence in House amendments:

SB 148, Alexander--public library.

HOUSE CALENDAR ACTION

Bills received from the Senate: (All bills referred to Calendar Committee unless otherwise indicated.)

SB 121, Reorganization of Library Commission, to Library; SB 161, Issuance period sanitary bonds; SB 239, Amendments to School Machinery Act, to Education; SB 254, Creation hospital authorities; SB 285, Iredell--county law library; SB 330, Brunswick--rural police; HB 239, Farm vehicle registration, for concurrence in Senate amendment, amendment adopted; HB 438, Anson--rural police, for concurrence in Senate amendment, returned to Senate; HB 440, Watauga--Boone municipal board of elections, amendment adopted; HB 458, Mitchell--audit of funds, for concurrence in Senate substitute, substitute adopted; HB 551, Johnston--standard mortgage form, for concurrence in Senate substitute, substitute adopted.

Bills reported favorably:

SB 176, Local governmental employee's retirement; SB 233, Johnson--incorporating Town of Benson; SB 255, Guilford--Greensboro, High Point, Guilford County Airport Authority; HB 718, Wake--assistant clerks Superior Court; HB 723, Hertford--salary clerk Superior Court; HB 727, Alamance--beautification Graham cemeteries; HB 740, Henderson--special hospital tax; HB 741, Cherokee--Andrews City Administrative School Unit trustees.

Bills reported unfavorably:

SB 55, Caldwell--fees for liquor seizure; HB 545, Guilford--High Point civil service commission; HB 546, Guilford--High Point civil service commission.

Bills reconsidered:

HB 584, Yadkin--salaries of officers, clerical assistants, as to vote by which bill passed third reading, re-referred to Salaries and Fees.

Bills re-referred to Committees:

SB 266, Caldwell--maximum hours processing dairy products, to Manufactures and Labor; SB 320, Rearranging General Statutes, from Recodification to Judiciary No. 1; SB 327, Mecklenburg--assistant clerks Superior Court, from Recodification to Judiciary No. 1; HB 270, Livestock markets, to Agriculture; HB 361, Tobacco warehouse lien liability, Committee Substitute adopted and re-referred to Judiciary No. 2; HB 574, Pitt--peace officers relief fund, to Judiciary No. 2; HB 619, Motor vehicle registration amendments, to Roads.

Bills recalled from the Senate:

HB 584, Yadkin--salaries of officers, clerical assistants Superior Court clerk and register of deeds, vote by which passed 3rd reading reconsidered and bill re-referred to Salaries and Fees; HB 719, Guilford--Greensboro police officers salary sources.

Bills passed 2nd reading:

SB 26, Municipal Capital Reserve Act, as amended to provide that no money be deposited in fund after July 1, 1945; SB 109, Gaston--West Gastonia airport; SB 122, Warren--charter Town Warrenton; SB 132, County Capital Reserve Act, as amended to provide that no money be deposited in fund after July 1, 1945; SB 141, Haywood--corporate limits Canton; SB 158, Guilford--High Point paving; SB 159, Guilford--High Point additional appropriations; SB 182, Wilson--general election Wilson city officials; HB 318, Machinery Act amendment, as amended to strike out the exemption of real estate directly or indirectly owned by the Federal government and to make the use of charitable property the criterion for taxation; HB 300, Farmer truck license; HB 668, Mecklenburg--Charlotte charter;

HB 669, Guilford--High Point bonds, as amended; HB 676, Wholesale wine tax, as amended to make effective April 1, 1943; HB 677, Unfortified wines tax, as amended to make effective April 1, 1943; HB 692, Mecklenburg--validating Charlotte special assessment acts; HB 743, Macon--Franklin corporate limits.

Bills passed 2nd and 3rd readings:

SB 330, Brunswick--rural police; HB 388, Halifax--ABC board, as amended; HB 556, Union--Superior Court terms; HB 557, C.S.C. clerk hire, as amended to strike out section 2 and renumber sections; HB 582, Beaufort, Hyde and Onslow--long haul and drag nets.

Bills passed 3rd reading:

SB 66, Halifax--cemetery commission Town of Weldon; SB 183, Iredell--Statesville increased Mayor's court costs; SB 251, Cabarrus--compensation cotton weigher; HB 490, Registration motor vehicles.

Bills recalled from Committee and placed on calendar:

HB 582, Beaufort, Hyde and Onslow--long haul and drag nets.

Bills amended:

HB 212, Retirement extension agents, as amended to make provisions optional with county commissioners and that clerks, stenographers, etc., will not be included in the Act, and further amended to except Lee County; HB 589, New Hanover--Wilmington boundary extension, amended by striking section 4 and inserting new provisions with respect to election and the effective date.

BILLS RATIFIED

SB 16, Halifax--uniform representation Halifax Board; SB 119, Guilford--pay and duties sheriff and deputies; SB 137, State tax anticipation notes; SB 138, Exchange sinking fund bonds, cancellation highway bonds; SB 139, Highway Bond Act 1943; SB 143, Durham--salaries public officials and employees; SB 146, Iredell--Statesville desk officer's warrants; SB 147, Municipal bonds heretofore authorized; SB 164, Moore--vaiours county boards; SB 169, Brunswick--county accountant; SB 174, Graham--membership board of education; SB 179, Richmond--incorporation Town of Norman; SB 184, Moore--compensation Superior Court clerk and register of deeds; SB 185, Rutherford--salaries employees not elected; SB 209, Robeson--Board of Commissioners adjustment salaries; SB 216, Alamance--employees war bonus; SB 220, Standard packages, grades, brands; SB 224, Richmond--incorporation Country Club Commission; HB 63, Compensation for members of rationing boards; HB 139, Avery--duties of tax collector; HB 149, Reimbursement Paul Westmoreland; HB 180, State beer and wine hours; HB 199, Currituck--board of elections pay; HB 216, Currituck--compensation judges of election; HB 220, State Guard equipment; HB 260, Jury duty radio workers; HB 262, Reimbursement Dr. S. E. McCotter; HB 263, Pasquotank--election of county commissioners; HB 299, Driver license age; HB 335, Nonfeasance recorders' court officers; HB 354, Cancellation court terms; HB 377, Macon--nomination in convention; HB 394, Franklin--recorder's court jurisdiction; HB 399, Guilford--Greensboro Municipal-County court; HB 402, Robeson--removal recorders' court officials; HB 403, removal of causes recorders' courts; HB 414, Cosmetic Board funds; HB 416, Funds for State Planning Board; HB 425, Alleghany--red foxes; HB 429, Prevention tuberculosis; HB 436, Pasquotank--hog cholera; HB 439, Anson--adjusting delinquent taxes; HB 443, Sampson--mileage of chairman county commissioners; HB 444, Sampson--commissioners' salaries; HB 445, Sampson--register of deeds clerk hire; HB 447, Northampton--county library tax; HB 457, Mitchell--

register of deeds' compensation; HB 503, Montgomery--closed season on foxes; HB 531, Bertie--Kelford tax rate; HB 533, Guilford--removal cases High Point court; HB 538, Brunswick--commissioners' terms; HB 539, Pasquotank--disposition property acquired at tax foreclosures; HR 544, Resolution--endorsing Pharmacy Corps bill; HB 552, Johnston--index system, register of deeds office; HB 558, New Hanover--dog damages; HB 561, Rutherford--dog damages; HB 571, Caldwell--regulating juke boxes; HB 586, Buncombe--law library; HB 616, Rowan--Salisbury and Rowan County officers relief fund; HB 649, Camden--court terms; SB 212, Gaston--additional compensation to members Board Commissioners.

Nest sessions: Senate--12:00 Noon, March 2, 1943
House--11:30 A. M., March 2, 1943

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P.O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 48
March 2, 1943

Sessions: Senate--12:00 noon and 3:30 P.M.
House --11:30 A.M. and 8:00 P.M.

BILLS INTRODUCED: SENATE

SR 339. (Resolution) - Horton and others
"Expressing appreciation to the incorporators, officers and contributing members of North Carolina Textile Foundation, Inc." (As title indicates.) Sent to Calendar Committee.

SB 340. (Public) - Price and others
"To provide a war bonus for the pages and other Senate and House of Representatives employees for the session of 1943." (Pages, 50¢ per day; all other employees except those whose salaries have heretofore been increased, $1.00 per day; Act to apply only to employees of 1943 General Assembly.) Placed on calendar.

SR 341. (Resolution) - McKee
"Memorializing electors of the Hall of Fame of New York University with reference to Sidney Lanier." (Requests electors to consider placing the name of Sidney Lanier in the American Hall of Fame.) Passed three readings and sent to the House.

SB 342. (Local - Harnett) - Chaffin
"Relating to the salaries of certain officers of Harnett County." (Salaries of Clerk, Register of Deeds, Sheriff, Jailor, Tax Collector, County Attorney, County Accountant, and Judge and Solicitor of Recorder's Court to be increased ten per cent, effective July 1, 1943.) Sent to Calendar Committee.

SB 343. (Local - Harnett) - Chaffin
"To amend chapter 457 of the Public-Local Laws of 1939 relating to the Recorder's Court of the Town of Dunn, to provide for salaries for officials of the court." (Salary of Recorder to be not less than $150 nor more than $200, Solicitor not less than $100 nor more than $150.) Sent to Calendar Committee.

SB 344. (Local - Surry) - Smith
"To amend section 1403 of chapter 310 of the Public Laws of 1939 relating to discounts and penalties to provide a schedule of discounts and penalties on poll and property taxes for the County of Surry, the Town of Mount Airy and the Town of Elkin." (New schedule of tax discounts and penalties provided, taxes becoming due and payable on first Monday in October of the year assessed: through October, 2% discount; in November, 1% discount; to be paid at par between December 1 and February 1; penalty of 1% per month, or fraction, for which taxes remain unpaid until aggregates 6%; thereafter, penalty of ½ of 1% of principal amount of taxes to be added each month or fraction until paid. Interest rate on tax sale certificates to be 6% from the date of certificate, on so much of purchase price of certificate as represents amount of taxes, penalties to date of sale, and cost of advertising and sale.) Sent to Calendar Committee.

BILLS INTRODUCED: HOUSE (All bills referred to Calendar Committee unless otherwise indicated.)

HR 768. (Resolution) - Spruill

"To investigate the books and records of the State Board of Cosmetic Art Examiners." (To investigate the books of the Board and report to the present General Assembly.) Passed 2nd and 3rd readings and sent to the Senate.

HR 769. (Resolution) - Mrs. Cover

"Memorializing Electors of the Hall of Fame of New York University with reference to Sidney Lanier." (As title indicates.) Passed 2nd and 3rd readings and sent to the Senate.

HB 770. (Public) - Galloway

"To amend chapter 288, Public Laws of 1937, as amended, to provide more adequate old age assistance and aid to dependent children, and to equalize the burden of taxation therefor." (Would impose ad valorem tax of 6¢ on $100 valuation on all tangible property in the State, proceeds to go into the funds. Would add other eligibles to the list and make distribution equally, after setting up reasonable classifications.)

HB 771. (Local - Transylvania) - Galloway

"To further encourage sheep raising in Transylvania County, and to offer better protection against 'sheep-killing' dogs." (Would make it unlawful for sheep-killing dogs to be allowed to run at large either day or night. Suspected dogs to be confined at night. Dog owner to be liable to sheep owner if latter can conclusively prove that former's dog killed or injured the sheep. In case of disagreement as to amount of damages, matter to be arbitrated, and if dog owner fails to pay amount of award he would be guilty of a misdemeanor.)

HB 772. (Local - Wayne) - Taylor

"To declare valid and legal the proceedings adopted by the board of commissioners of Wayne County with respect to the inclusion of Wayne County into the municipal corporate body and territorial jurisdiction of the Eastern Carolina Regional Housing Authority." (As title indicates.)

HB 773. (Local - Hertford) - Vann

"Relating to the register of deeds of Hertford County." (Would increase salary from $1,700 to $2,040.)

HB 774. (Local - Surry) - Dobson by request

"To make certain provisions with respect to a recorder's court in the Town of Elkin." (If and when recorder's court is established in Elkin, Jurisdiction would embrace the Town of Elkin, Elkin, Bryan and March Townships. Recorder and prosecuting attorney to be appointed by mayor and town commissioners with approval of the county commissioners for terms of 2 years, at salaries of $900 each to be paid from the general fund and which may be supplemented by the Town of Elkin. All fees to be paid to county treasurer up to amount of salaries of judge and solicitor, any excess to go into the general fund of the county.)

HB 775. (Local - Granville) - Hancock
"To amend chapter 398 of the Private Laws of 1905, as amended by chapter 170 of the Private Laws of 1913, to provide for 5 commissioners instead of 3 for the Town of Creedmoor." (As title indicates.)

HB 776. (Local - New Hanover) - Kermon
"To amend chapter 223 of the Public-Local Laws of 1941, relative to the civil service commission of the City of Wilmington." (Relates to the status of the chief of police and chief of the fire department upon demotion by the commission.)

HB 777. (Local - New Hanover) - Kermon
"To provide for an election in the City of Wilmington upon the question of having a commission form of government." (Provides for the calling of an election in April, 1943, in same manner as if petition had been filed by 25% of voters, upon question of adopting commission form of government as described in Wilmington Charter. Would affect new boundaries if extension pending under HB 589 is carried. Terms of present mayor and members of city council extended to June 30, 1943, and municipal officers to be nominated in primary the first Tuesday in June and if elected to serve terms of 4 years, election to be held the third Tuesday in June.)

HB 778. (Public) - Tompkins
"To amend chapter 159 of the Public Laws of 1939 providing for absentee electors to vote in the general elections so as to provide for the return of the ballots to the chairman of the county board of elections issuing the same." (As title indicates. Sets out manner of returning ballot to chairman of board of elections.)

HB 779. (Local - Alamance) - Sellars
"To amend sections 2651 and 2666 of the Consolidated Statutes, relating to elections in Graham." (Would provide that polling places be determined by board of elections rather than the town governing board, and the size, shape, etc., of the ballots be determined by the board of elections rather than by the board of commissioners.)

HB 780. (Local - Northampton) - Harris
"Providing for tax sales on delinquent taxes for the years 1939, 1940, 1941 and 1942 in the Town of Garysburg." (Sales to be held not later than first Monday in July, 1943. Would also validate sales to be held for taxes for other years where sales have not heretofore been held.)

HB 781. (Local - Wake) - Allen, Hatch and Allen
"To regulate the location of junk yards in Raleigh Township, Wake County, North Carolina." (No junk yard or storage place to be maintained within 300 feet of a highway or street in Raleigh Township. Each day such junk yard is maintained to constitute a separate offense, and also to constitute a nuisance subject to abatement.)

HB 782. (Local - Caldwell) - Pritchett
"Authorizing the board of county commissioners of Caldwell County and the governing bodies of municipalities therein to regulate the hours during which wine and beer may be sold in Caldwell County." (As title indicates.) Sent to Committee on Finance.

HB 783. (Local - Nash) - Pearsall

"To amend chapter 201 of the Public Laws of 1935, relating to the terms of Superior Court in Nash County." (Provides that any term of court can be cancelled when sufficient cause exists in the opinion of the clerk and resident judge.)

HB 784. (Local - Nash) - Pearsall

"To amend chapter 499 of the Public-Local Laws of 1925 to give the Recorder's Court of Nash County jurisdiction in divorce actions." (Would confer concurrent jurisdiction with Superior Court in divorce actions. Jury would be drawn for divorces, and all might be tales jurors. Jurors to receive $1 per day, no mileage. Also provides for transfer of criminal cases to Superior Court if jury is demanded, and further provides that judge and solicitor shall always be paid the same compensation.)

HB 785. (Local - Carteret) - Gibbs

"To apply certain delinquent taxes of Carteret County to debt service purposes." (Would apply to all ad valorem and poll taxes for 1935, 1936, 1937 and 1938, not collected prior to March 1, 1943, to debt service.)

HB 786. (Local - Johnston) - Wallace of Johnston and Fulghum

"To exempt Johnston County from the operation of section 1461 of the Consolidated Statutes, relating to court stenographers." (As title indicates. Section relates to the appointment of a court reported by the county commissioners upon request of the judge of the Superior Court, and regulates the compensation and duties.)

HB 787. (Public) - Ward

"To amend chapter 407 of the Public Laws of 1937 relating to automobile registration cards." (Would provide that no person charged with failing to carry with him the registration card could be convicted if he produced a valid card at the hearing, issued prior to the alleged offense.)

HB 788. (Local - Cabarrus) - Bost

"Appointing H. L. Fisher to fill a vacancy on the Board of Commissioners of the Town of Mount Pleasant to succeed S. R. McEachern, resigned." (As title indicates.)

HB 789. (Local - Currituck) - Boswood

"To require the Board of County Commissioners of Currituck County to publish its minutes in some newspaper having a circulation in the county and to provide funds for the payment of the costs thereof." (Regulates size of type and cost per inch. Authorizes levy of sufficient taxes to pay costs, not to exceed $200 per year.)

HB 790. (Local - Bladen) - Bridger

"To incorporate a society of Indians in Bladen County for the purpose of regulating the social activities of the Indians in said area, and to promote the welfare and social relations of the Indians in that section." (Provides for the incorporation of the "Indian Council for Bladen and Columbus Counties" for the purpose of promoting the welfare of the Indian race of that section. Creates a seven-member board of directors, which is to represent the group in all matters affecting the entire group.)

HR 791. (Resolution) - Askew

"To encourage students of the State supported colleges and other higher institutions of learning to secure full benefit of the opportunities afforded them for educational advantages." (As title indicates.)

HB 792. (Local - Wilson) - Moore of Wilson
"To empower the commissioners of the Town of Wilson, North Carolina, to adjust past due assessments." (Empowered to compromise and/or adjust past due accounts for paving and sidewalk assessments in their discretion.)

HB 793. (Local - Henderson) - Burgin
"To legalize and validate certain outstanding bonds of Hendersonville Graded School District and to provide for the refunding of said bonds." (Validates $230,000 outstanding bonds and authorizes the city to refund the bonds. County commissioners may, by resolution, determine that county shall assume payment of principal and interest on refunding bonds, and levy a special tax on all taxable property for this purpose.)

SENATE CALENDAR ACTION

Bills received from the House (Referred to Calendar Committee unless otherwise indicated):

HB 295, Soldier absentee voting; HB 490, Registration motor vehicles; HB 556, Union--Superior Court terms; HB 582, Beaufort, Hyde and Onwlos--Long haul and drag nets.

Bills reported favorably:

SB 308, Commitment to hospitals for insane, as amended; SB 335, Robeson--Big Swamp hunting and fishing; SB 337, Terms Elementary Textbook Commission and Committee on High School Textbooks; SB 338, Columbus--register of deeds certification fees; SR 339, Resolution--appreciation N. C. Textile Foundation, Inc.; SB 342, Harnett--Officers' salaries; SB 343, Harnett--Dunn Recorder's Court salaries; SB 344, Surry--Penalties and discounts schedule; HB 44, Lottery law punishment, as to Committee Substitute; HB 116, Housing authorities law amendment; HB 254, Labor liens; HB 295, Soldier absentee voting; HB 312, Mecklenburg--cattle sale by weight; HB 346, "Employment" under U. C. law; HB 368, Reimbursement Lloyd Church; HB 371, Currituck--drunkenness; HB 469, Revocation future interests; HB 480, Northampton--jailer's salary; HB 490, Motor vehicle registration, as amended; HB 498, Gaston--treasurer's term; HB 501, Craven--extending New Bern limits, as amended; HB 506, Durham--homestead appraisers' fees; HB 513, Optometry examiners' injunctions; HB 541, Madison--register of deeds' salary; HB 555, Residence requirement for divorce reduction; HB 556, Union--Superior Court terms; HB 594, Haywood--assistant Superior Court clerk salary; HB 595, Haywood--terms of office county commissioners, register of deeds, tax collector and county supervisor; HB 659, Currituck--Shawboro school property; HB 678, Northampton--reindexing conveyance records, as amended; HB 682, Currituck--Powells Point School property community center; HB 691, Mecklenburg--validating Charlotte and Hospital Board acts; HB 695, Guilford--conveyance Greensboro real property; HB 696, Carteret--extension of airport; HB 712, Surry--county accountant and bookkeeper; HB 713, Surry--district tax collectors; HB 721, Catawba--real property deeds as tax payments.

Bills reported unfavorably:

SB 325, Increased library appropriations; SB 336, Pembroke State College for additional funds; HB 442, Sampson--special tax authorization; HB 475, Abolishing sheriffs' bond for State taxes; HB 570, Avery--C.S.C. fees; HB 582, Beaufort, Hyde and Onslow--long haul and drag nets; HB 603, Order of letters of administration; HB 607, Nautical school commission; HB 664, Martin--prepayment county taxes; HB 694, Allegheny--clerical assistance sheriff, tax collector, treasurer; HB 697, Mitchell--register of deeds and tax collector's terms.

Bills recalled from the House:

HB 524, Board of Education Omnibus bill, 3rd reading vote reconsidered and bill amended to provide 4 year terms in Jackson County.

Bills recalled from Enrolling Office:

HB 564, Iredell--salaries of deputy clerk and deputy register of deeds, 3rd reading vote reconsidered and clarifying amendments adopted.

Bills passed 2nd reading:

SB 331, Jackson--special hospital tax; HB 292, Municipal taxi control, as amended to change effective date to April 1, 1943; HB 370, Drainage of streams, as amended to provide that the Act shall not affect pending litigation; HB 417, Craven--New Bern manager; HB 453, Franklin--validating Franklinton and Louisburg bonds.

Bills passed 2nd and 3rd reading:

SB 335, Robeson--Big Swamp hunting and fishing; SB 338, Columbus--register of deeds certification fees; SB 340, Pages and legislative employees war bonus; HB 254, Labor liens; HB 312, Mecklenburg--cattle sale by weight; HB 375, Notary public as officer; HB 393, Franklin--sheriff's expenses; HB 395, Franklin--C.S.C. salary; HB 469, Revocation future interests; HB 480, Northampton--jailer's salary; HB 498, Gaston--treasurer's term; HB 506, Durham--homestead appraisers' fees; HB 513, Optometry examiners' injunctions; HB 537, Brunswick--recorder's term and salary, as amended so as not to apply to present recorder; HB 541, Madison--register of deed's salary; HB 555, Residence requirement for divorce reduction; HB 560, Rutherford--deputy sheriffs' expenses; HB 594, Haywood--Assistant Superior Court clerk salary; HB 595, Haywood--terms of office county commissioners, register of deeds, tax collector and county surveyor; HB 691, Mecklenburg--validating Charlotte and Hospital Board acts; HB 695, Guilford--conveyance Greensboro real property; HB 696, Carteret--extension of airport; HB 712, Surry--county accountant and bookkeeper; HB 713, Surry--district tax collectors; HB 721, Catawba--real property deeds as tax payments.

Bills passed 3rd reading:

SB 334, Harnett--compensation Board Commissioners; HB 438, Anson--rural police; HB 476, Exemption members armed forces license taxes; HB 509, Taking up and refunding bonds A. & N. C. RR; HR 510, Authorizing rehabilitation loan to A. & N. C. RR; HB 517, Publishing index local laws; HB 610, Sampson--incorporation Harrells Store.

Bills passed three readings:

SR 341, Resolution Sidney Lanier.

Bills returned to House for further consideration:

HB 719, Guilford--Greensboro police salary sources.

HOUSE CALENDAR ACTION

Bills received from the Senate (All bills sent to Calendar Committee unless otherwise indicated):

SB 192, NC Art Society, to Appropriations; SB 241, Commission to study administrative agencies and procedure, to Appropriations; SB 248, NC Symphony Society, Inc., to Appropriations; SB 284, Coterminous boundaries city administrative units; SB 292, Iredell--Statesville corporate limits extension; SB 296, New Hanover--law library; SB 297, New Hanover--Wilmington retirement system; SB 298, New Hanover--appointment Carolina Beach mayor and aldermen; SB 305, Belmont vocational textile school, to Appropriations; SB 306, Gaston--Gastonia Township airport bonds, to Finance; SB 310, New Hanover--Wilmington and New Hanover back tax collection; SB 318, Dissolution sanitary districts; SB 321, Employer's right of action; SB 322, Hertford--time wine sales; SB 328, Edgecombe--recorder and prosecutor salary increases; SB 329, Remission illegally collected taxes; SB 332, Hospital and correctional institutions administrative expenses; SB 333, Anti-freeze compounds; SR 341, Resolution, Sidney Lanier; HB 106, Private--Thelma Farthing, for concurrence in Senate Substitute; HB 471, Conveyances by heirs and devisees, for concurrence in Senate amendments; HB 478, Correcting calls in grant to Alethia Midgett, for concurrence in Senate amendments; HB 559, New Hanover--election Wrightsville Beach governing body, for concurrence in Senate amendment; HB 563, Reimbursing Sarah Lee Stanley, for concurrence in Senate amendment; HB 679, Wake--officers salaries, for concurrence in Senate amendment.

Bills reported favorably:

SB 149, City juvenile courts and probation officers; SB 160, Guilford--High Point additional appropriations; SB 180, Columbus--boundaries Williams and South Williams Townships; SB 187, Harnett--fire fighting apparatus; SB 218, Alexander--papers of clerk Superior Court; SR 223, Resolution--Zebulon Baird Vance Memorial Commission; SB 225, Unified directors correctional institutions; SB 234, Alexander--compensation county commissioners and board of education, as amended; SB 236, Duplin--salaries of certain deputy sheriffs; SB 238, Iredell--classification for taxation; SB 240, Administrative rules and regulations; SB 242, Columbus--adjustment of delinquent taxes; SB 243, Columbus--salaries of officials and employees; SB 245, Columbus--time sale of land for taxes; SB 259, Maximum liability guaranty of indemnity contracts; SB 265, Caldwell--judge and prosecuting attorney salary; SB 268, Johnston--agricultural tenancy; SB 272, New Hanover--New Hanover and Wilmington post-war planning committee; SB 277, Robeson--jury fees Recorder's Courts; SB 282, Haywood--nullifying uncollected taxes 1927-1936 Town of Canton; SB 287, Warren--salaries certain officials; SB 288, Warren--dog damages; SB 289, Rutherford--Forest City exemption from retirement system; SB 290, Rutherford--unclaimed juror and witness fees; SB 293, Robeson--salaries prosecuting attorneys and recorders; SB 299, Surry--Mount Airy primary; SB 301, Lieutenant Governor's compensation; SB 302, Harnett--delinquent tax collection and compensation collector; SB 303, Harnett--closed fox season; SR 307, Resolution--vagrancy law enforcement; SB 320, rearranging General Statutes; SB 327, Mecklenburg--assistant clerks Superior Court; HB 352, Marriage license to insane, as to Committee Substitute; HB 361, Tobacco warehouse lien liability, as to second Committee Substitute; HB 572, Transylvania--special taxes; HB 574, Pitt--peace officers relief fund, as to Committee Substitute; HB 581, Conveyances of decedent's real property; HB 583, Iredell--terms members Board of Education; HB 584, Yadkin--clerical assistants Superior Court clerk and register of deeds, as amended; HB 631, Forest fire control; HB 632, Setting woodland fires, as amended; HB 635, Madison--disposition delinquent taxes, as amended; HB 638, Private examination married woman; HB 648, Yadkin--investments real estate; HB 667, Chatham--coroner's fees; HB 671, Pasquotank--

Elizabeth City municipal salaries; HB 673, New Hanover--firemen's pension fund, as amended; HB 674, New Hanover--retirement system; HB 698, Mitchell--clerical assistance C.S.C.; HB 705, Brunswick--compensation county board charities and public welfare; HB 715, Bank examination fees; HB 717, Wake--Raleigh special humane officer; HB 720, Catawba--retirement referendum provisions; HB 726, Disposal of property by will at 18; HB 728, Currituck--property and state waters survey; HB 729, Venereal disease control and treatment; HB 730, Rowan--East Spencer mayor and aldermen tenure; HB 731, Adoption proceedings corrections, as amended; HB 732, Wake--cruelty to animals; HB 734, Craven--National Forest Commission funds; HB 735, Guilford--public school property City Administrative Unit; HB 736, Guilford--defense and rationing board appropriations; HB 737, Guilford--plant and fixed charges tax.

Bills taken from unfavorable calendar:

HB 545, Guilford--High Point civil service commission.

Bills reported unfavorably:

SB 62, Beaufort--salary chairman and board commissioners; SB 207, Harnett--justification of sureties, administering oaths by police officials; SB 210, Apportionment Federal estate taxes; SB 229, Marriage ceremonies return of license; SB 232, Discharge of representatives of decedents; SB 278, Robeson--county attorney; SB 291, Rutherford--county bar library; SB 317, Beaufort--vacancies and terms board commissioners; HB 327, Perquimans--Recorder's Court salaries; HB 343, Stanly--publications commissioners' minutes; HB 630, Prosecution by information and use grand juries; HB 708, Minimum old age awards; HB 722, register of deeds marriage license commission.

Bills re-referred to committee:

SB 27, Teachers and state employees retirement, taken from Judiciary No. 2 and re-referred to Appropriations.

Bills passed 2nd reading:

SB 176, Local governmental employees' retirement; SB 233, Johnston--Incorporate Town of Benson; SB 255, Guilford--County airport authority; HB 212, Retirement extension agents, as further amended to make inapplicable to Person and Davidson Counties; HB 589, New Hanover--Wilmington boundary extension; HB 740, Henderson--special hospital tax.

Bills passed 2nd and 3rd readings:

SB 11, 1943-45 Budget Appropriations Bill, as to Senate Committee Substitute; SB 12, 1942-43 Supplemental Appropriations Bill; SB 29, Organizing State Board of Education, as amended to strike out requirement that eight districts be of approximately equal population; HB 29, McDowell--Superior Court terms, as to Committee Substitute; HB 458, Mitchell--audit of funds, as to Senate Committee Substitute; HB 545, Guilford--High Point civil service commission; HB 551, Johnston--standard mortgage form, as to Senate Committee Substitute; HB 718, Wake--assistant clerks Superior Court; HB 723, Hertford--salary clerk Superior Court; HB 727, Alamance--Graham cemetery beautification; HB 741, Cherokee--Andrews City Administrative School Unit trustees.

Bills passed 3rd reading:

SB 26, Municipal Capital Reserve Act of 1943, as amended; SB 109, Gaston--West Gastonia airport; SB 122, Warren--charter Town Warrenton; SB 132, County capital reserve funds, as amended; SB 141, Haywood--corporate limits Canton; SB 158, Guilford--High Point paving; SB 159, Guilford--High Point additional appropriations; SB 182, Wilson--General election Wilson municipal officials;

HB 18, Machinery Act amendment; HB 300, Farmer truck license; HB 662, Mecklenburg--Charlotte charter amendments; HB 669, Guilford--High Point bonds; HB 676, Wholesale wine tax; HB 677, Unfortified wines tax; HB 692, Mecklenburg--validating Charlotte special assessment acts; HB 743, Macon--Franklin corporate limits.

Bills passed three readings:

SR 341, Resolution--Sidney Lanier; HB 106, Reimbursing Thelma Farthing, as to Senate Committee Substitute; HR 768, Resolution--Board Cosmetic Art Examiners book investigation; HR 769, Resolution-- Sidney Lanier.

Concurrence in Senate Amendments:

HB 106, Thelma Farthing, as to Committee Substitute; HB 471, Conveyances by heirs and devisees; HB 478, Correcting calls in grant to Alethia Midgett; HB 559, New Hanover--election Wrightsville Beach governing body; HB 563, Reimbursing Sarah Lee Stanly; HB 679, Wake--officers' salaries.

BILLS RATIFIED

SB 38, Unemployment compensation law amendments; SB 102, Rockingham--filing annual reports clerk Superior Court; SB 172, Alamance--trustees county public hospital; SB 208, Robeson--primary election Lumberton; HB 217, Training school for Negro girls; HB 244, Statute research; HB 246, Detective agencies collecting accounts; HB 422, Death of partner; HB 423, Insurance companies' real estate; HB 441, Sampson--jail repair tax levy; HB 461, Specifications for electrical installations; HB 483, Reimbursing Ira G. Shamel, Forsyth; HB 521, Onslow--Superior Court terms; HB 529, Davie--C.S.C. and register of deeds' clerk hire; HB 547, Textbook rental system; HB 590, Hertford--creation tax collector; HB 591, Compensation Legislative employees; HB 598, Granville--Oxford clerk and turnkey fee; HB 606, Wake--dissolution Royall Cotton Mills; HB 608, Harnett--prohibition pyrotechnics; HB 640, Henderson--jail operation and salaries; HB 641, Henderson--delinquent tax collection; HB 642, Henderson--Hendersonville water commissioners; HR 688, Resolution--continuing Judicial and Solicitorial District Commission.

NIGHT SESSION, HOUSE--8:00 P. M.

BILLS INTRODUCED:

HB 794. (Public) - Ritch
"To appoint Justices of the Peace for the several counties of North Carolina." (As title indicates, being the Omnibus Justices of the Peace Bill.) Placed on the calendar.

HB 795. (Local - Burke) - Stoney
"To amend the charter of the Town of Morganton, changing the corporate name thereof to City of Morganton." (As title indicates.)

HB 796. (Local - Tyrrell and Hyde) - Cohoon and Davis
"To provide a hog cholera prevention program for Tyrrell and Hyde Counties, and to permit the sale and use of hog cholera vaccine therefor." (Commissioners authorized to appoint hog vaccinators, to be recommended by and work under supervision of farm agent. To have permission to sell, distribute and use vaccine, and to charge a fee for vaccinations; required to keep records.)

HB 797. (Local - Rutherford) - Price
"To abolish the office of Treasurer of Rutherford County." (As title indicates; commissioners to select a bank as official depository.)

HB 798. (Local - Rutherford) - Price
"To amend chapter 179 of the Private Laws of 1927, to authorize the leasing of Lake Lure." (Town of Lake Lure authorized to lease lake from owners, and to charge fees for fishing and boating. Further authorized to accept outstanding bonds of town in payment of taxes levied for debt service. Maximum tax rate of $2.00 for the town fixed.)

HB 799. (Local - Rutherford) - Price
"To amend chapter 205 of the Private Laws of 1935, relating to bonds of the Town of Lake Lure." (Town authorized to levy special tax to create a special fund to purchase and retire bonds. Fund regulated; this Act not to ratify bonds nor serve as an estoppel to contest validity.)

HR 800. (Resolution) - Dellinger
"Providing for adjournment of the General Assembly." (Resolved that session adjourn sine die at 12:01 A. M., Saturday, March 6, 1943.)

HB 801. (Local - Anson) - Blalock
"Authorizing the Board of County Commissioners of Anson County and the governing bodies of municipalities therein to regulate the hours during which wine and beer may be sold in Anson County." (As title indicates.) Sent to Finance Committee.

HB 802. (Local - Lenoir) - Wallace of Lenoir
"Regulating the payment of witness fees to salaried officers in Lenoir County." (Salaried law enforcement officers entitled to receive witness fees in criminal cases when they are subpoenaed and testify and costs are taxed against, and paid by, defendant. Clerk authorized to pay fees due officers which have not been paid into general fund.)

HB 803. (Public) - Richardson and others
"To provide for the disposition by the Secretary of State of surplus copies of the Consolidated Statutes of North Carolina consisting of Volumes I, II and III." (For six months after ratification of Act, to be distributed to officials and members of bar at cost of postage and packing and to dealers at $5.00; after six months, to be advertised as scrap, and then burned.)

HB 804. (Public) - Burleson
"To extend the time for registering grants." (C. S. 7593 amended to extend time to 1944.)

HB 805. (Local - Mitchell) - Burleson
"To allow the County Commissioners of Mitchell County to cancel interest and penalties on delinquent taxes." (Would permit cancellation on all delinquent taxes for 1941 and prior years, provided taxes are paid by January 1, 1944.)

HB 806. (Local - Mitchell) - Burleson
"To increase the term of office of the County Commissioners of Mitchell County from two to four years." (As title indicates.)

HB 807. (Local - Washington) - Sumner
"To amend chapter 338 of the Public-Local Laws of 1941 relating to costs in the Washington County Recorder's Court." (Increases certain costs and provides that the arrest fee taxed as part of the costs shall be $1.50.)

HB 808. (Local - Brunswick) - McLamb
"To fix the compensation of the Board of Commissioners of Brunswick County." (To receive per diem of $7 and 5¢ mileage for regular meetings attended, not to exceed two meetings per month; for special meetings attended, per diem of $2 and 5¢ mileage.)

HB 809. (Local - Northampton) - Harris
"To amend H. B. 446, relating to the salaries and duties of public officers in Northampton County." (Corrects reference to session laws.) Passed three readings and sent to the Senate.

HR 810. (Resolution) - Mrs. Cover and Boswood
"To encourage the use of the phrase 'From Cherokee to Currituck.'" (As title indicates.)

HR 811. (Resolution) - Askew
"To encourage the North Carolina youth of the rural sections to remain at home and find contentment in their surroundings." (As title indicates.)

HB 812. (Local - Bertie) - Spruill
"To repeal H. B. 415 as enacted by this session of the General Assembly and ratified on the 25th day of February, 1943, which was entitled 'An Act to relieve J. W. Cooper, former sheriff of Bertie County, and the estate of A. O.

Askew, former deputy sheriff of Bertie County, from further liability for funds lost in defunct Citizen's Bank of Windsor;' and to authorize and empower Board of Commissioners of Bertie County to settle, on basis which will inure to the best interest of Bertie County, in its judgment, note of J. W. Cooper and A. O. Askew and collateral note of R. E. Tarkenton, and also liability of J. W. Cooper former sheriff of Bertie County, and the estate of O. A. Askew former deputy sheriff of Bertie County, from further liability for funds lost in defunct Bank of Windsor." (As title indicates.)

HB 813. (Public) - McLamb and others
"To repeal chapter 177 of the Public Laws of 1941, relating to the practice of law by persons other than licensed attorneys." (Repeals Act defining specific acts as practice of law.)

HOUSE CALENDAR ACTION
(Night Session)

Bills reported favorably:

SB 257, Guilford--obligations Greensboro - High Point airport authority; SB 258, Teachers' and State Employees' Retirement note sales; SB 261, Andrew Johnson birthplace; SB 279, Refunding deferred hauling motor vehicle license tags payments; SB 306, Gaston--Gastonia Township airport bonds; SR 313,(Resolution) Andrew Jackson, James J. Polk and Andrew Johnson memorial; SB 328, Edgecombe--Recorder and prosecutor salary increases; SB 329, Remission illegally collected taxes; SB 333, Anti-freeze compounds; HB 104, Duplin--dance halls, beer and wine, as amended; HB 580 Wilson--Superior Court Clerk, as to Committee Substitute; HB 608, Harnett--prohibition pyrotechnics; HB 617, Anglers licenses, as amended; HB 700, Transportation company policemen, as to Committee Substitute; HB 744, Guilford--High Point fire department pension fund; HB 745, Guilford--Greensboro policemen's retirement fund; HB 746, Durham--Durham County and city deeds of real property for taxes; HB 747, Lincoln--preservation maps, plats, drawings; HB 748, Lincoln--compensation board commissioners; HB 750, Guilford and Davidson--12th district judicial district terms; HB 751, Gates--judge and solicitors vacancy Gates recorder's court; HB 752, Gates--clerical assistance; HB 753, Columbus and New Hanover--licensing threshers by farm agents; HB 755, Cherokee--County accountant delinquent tax collector; HB 760, Surry--additional clerical assistance; HB 761, Surry--additional deputy clerk; HB 762, Robeson--selling land for taxes; HB 766, Franklin--commissions delinquent tax sales; HB 767, Wake--superior court terms; HB 772, Wayne--Eastern Carolina regional housing authority validation; HB 773, Hertford--salary register of deeds; HB 775, Granville--increasing Creedmoor commissioners; HB 779, Alamance--Graham polling places and ballots; HB 781, Wake--Raleigh Township junk yards; HB 787, Automobile registration cards; HB 788, Cabarrus--H. L. Fisher appointment Mt. Pleasant; HB 792, Wilson--Town of Wilson past due assessments.

Bills reported unfavorably:

SB 285, Iredell--county law library; SB 296, New Hanover--law library; HB 754, Scuppernong River fishing; HB 763, Currituck--rabies prevention; HB 764, Currituck--time wine and beer sales; HB 765, Franklin--terms of superior court; HB 770, old age assistance and aid to dependent children; HB 771, Transylvania--sheep-killing dogs.

Bills tabled:

SB 46, Liability sheriffs emergency special deputies; SB 217, Uniform registration assistance applicants.

Bills re-referred to Committee:

SB 294, Bureau of Mines, from Conservation and Development to Calendar Committee.

Bills passed 2nd reading:

SB 289, Rutherford--Forest City exemption from retirement system; HB 572, Transylvania--special taxes; HB 674, New Hanover--Retirement system; HB 736, Guilford--Defense and rationing board appropriation; HB 737, Guilford--plant and fixed charges.

Bills passed 2nd and 3rd readings:

SB 15, Procedure for certificate of title upon death; SB 28, Extending time renewing vehicle registration one month; SB 71, Commitment of veterans to Federal hospitals; SB 75, Salary chief boiler inspector, as amended to make salary subject to approval of assistant director of the budget; SB 93, Qualification superintendent school blind and deaf; SB 107, Alias or pluries summons validation; SB 123, Domestic relation courts; SB 126, Proving instruments Commissioners of Oaths; SB 144, Registration of deeds and other instruments, as amended to bring statute of repose from 1926 to 1935; SB 155, Trustees, etc. investment of insurance; SB 160, Guilford--High Point land sales; SB 162, Educational advantages World War orphans; SB 170, Cotton storage insurance; SB 177, Cape Hatteras Seashore Commission; SB 180, Columbus--Boundaries Williams and S. Williams Townships; SB 187, Harnett-fire fighting apparatus; SB 188, Service of process in civil actions; SB 198, Great Smoky Mountain National Park land; SB 203, Custody and administration of official oaths; SB 211, Incorporation non-profit hospital service corporations; SB 214, Regulation of aeronautics; SB 215, Soil conservation districts supervisors compensation; SB 218, Alexander--Papers of clerk superior court; SB 220, Standard packages, grades, brands; SB 222, North Carolina Blind Commission powers; SB 234, Alexander--compensation county commissioners and Board of Education; SB 236, Duplin--salaries of certain deputy sheriffs; SB 238, Iredell--classification for taxation; SB 242, Columbus--adjustment of delinquent taxes; SB 243, Columbus--salaries of officials and employees; SB 245, Columbus--time sale of land for taxes; SB 265, Caldwell--judge and prosecuting attorney salary; SB 268, Johnston--agricultural tenancy; SB 269, Clarifying General Statutes; SR 270, (Resolution) statutory revision commission, as amended to have term of commission expire Jan. 1, 1945; inserts Frank W. Hancock in place of Geo. T. Davis; provides for Governor to fill vacancies; SB 272, New Hanover--New Hanover and Wilmington post-war planning committee; SB 277, Robeson--jury fees recorder's courts; SB 282, Haywood--nullifying uncollected taxes 1927, 1936 Town of Canton; SB 287, Warren--salaries certain officials; SB 288, Warren--dog damages; SB 290, Rutherford--unclaimed juror and witness fees; SB 293, Robeson--salaries prosecuting attorneys and recorders; SB 299, Surry--Mt. Airy primary; SB 302, Harnett--delinquent tax collection and compensation collector; SB 327, Mecklenburg--assistant clerk superior court; HB 574, Pitt--peace officers relief fund, as to Committee Substitute; HB 583, Iredell--terms members Board of Education; HB 584, Yadkin--salaries clerical assistance, as amended to place appropriation in discretion; HB 635, Madison--disposition delinquent taxes, as amended; HB 648, Yadkin--investments real estate; HB 667, Chatham--coroner's fees; HB 671, Pasquotank--Elizabeth City municipal salaries; HB 673, New Hanover--firemen's pension fund, as amended; HB 698, Mitchell--clerical assistance clerk superior court; HB 705, Brunswick--compensation county board charities and welfare; HB 716, Wake--C.S.C. reports; HB 717, Wake--Raleigh special humane officers; HB 720, Catawba--retirement referendum provision; HB 728, Currituck--property and water survey; HB 730, Rowan--East Spencer mayor and aldermen tenure; HB 732, Wake--cruelty to animals; HB 734, Craven--National Forest Commission funds; HB 735, Public school property Greensboro administrative unit

Bills passed three readings:

HB 809, Northampton--amending HB 446 relative to clerk hire allowance.

Next sessions: Senate and House--12:00 noon, March 3, 1943.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P.O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 49
March 3, 1943

Sessions: Senate--12:00 noon and 3:30 P. M.
House--12:00 noon and 3:00 P. M.

BILLS INTRODUCED: SENATE

SB 345. (Local - Moore) - Currie
"To discontinue certain terms of Superior Court in Moore County and provide for trial of uncontested divorce cases at any criminal term of Superior Court of said county by consent of the presiding judge." (As title indicates. No term to be held during March and December.) Sent to Calendar Committee.

SB 346. (Local - Pasquotank) - Evans
"To amend chapter 102 of the Public-Local Laws of 1939, being 'An Act to fix the salary of the coroner of the County of Pasquotank.'" (Salary increased from $300 to $600 per annum.) Sent to Calendar Committee.

SB 347. (Local - Gaston) - Cherry
"To regulate the release and hunting of foxes in Southpoint Township in Gaston County." (Would make it unlawful to release foxes and would permit the hunting and killing of foxes at any time; applies only to Southpoint Township.) Passed three readings and sent to the House.

SB 348. (Public) - Taylor
"To amend chapter 107 section 7 of the Public Laws of 1941 to regulate subsistence allowance for necessary travel expenses in connection with the work of departments, institutions or agencies of the State." (Increases subsistence from $4.00 to $5.00.) Sent to Calendar Committee.

SB 349. (Public) - Johnson of Duplin
"With reference to the Great Seal of the State and the seal of any department of the State, and the seals of courts of record, amending section 7650 of the Consolidated Statutes." (Provides that new seals may be provided and the old ones destroyed, if they can be found.) Sent to Calendar Committee.

SB 350. (Local - Haywood) - Bailey
"To extend the term of office of the mayor and board of aldermen of the Town of Canton, Haywood County, North Carolina, also the term of office of Charles R. Rhodarmer and Goble McCracken, Beaverdam Township school committeemen." (Terms extended for two years from expiration of present term.) Sent to Calendar Committee.

SR 351. (Resolution) - Johnson of Duplin, Taylor and O'Berry
"A joint resolution by the General Assembly of North Carolina providing for adjournment on Wednesday, March 10, 1943." (As title indicates; 12:00 Noon, Wednesday.) Passed three readings and sent to the House.

BILLS INTRODUCED: HOUSE (Note: All bills were referred to Calendar Committee unless otherwise indicated.)

HR 814. (Resolution) - Ward
"Expressing appreciation of the General Assembly for services rendered by the Institute of Government." (As title indicates. Has reference to Legislative Bulletin service.) Passed three readings and sent to the Senate.

HB 815. (Local - Jackson) - Tompkins
"To amend section 5412 of the Consolidated Statutes of 1919 insofar as the same relates to Jackson County." (Section prescribes method of nomination and election of members of the county boards of education; but board of education of Jackson County to continue to be appointed by the General Assembly.)

HB 816. (Local - Carteret) - Gibbs
"Relating to the fees collected by the clerk of the Superior Court of Carteret County by amending section 3903 of the Consolidated Statutes of 1919, and as amended." (Would allow clerk a fee of 5% on all sums of money placed in his hands by virtue of his office, except on judgments, decrees, executions and deposits under article 3 of chapter 54.)

HB 817. (Local - Carteret) - Gibbs
"Relating to the salary of the surveyor of Carteret County." (Salary set at $120 per annum, plus fees of office.)

HB 818. (Local - Franklin) - Lumpkin
"To amend section 1443 of the Consolidated Statutes of North Carolina, relating to the Superior Courts, so as to change the terms in Franklin County." (Court terms set out. To be held by the regular judge assigned to the seventh judicial district.)

HB 819. (Local - Davidson) - Smith
"To amend section 2 of chapter 26 of the Private Laws of 1935 relating to the appointment of the board of education for the Lexington City Administrative Unit." (1 member from each of the 5 wards within the corporate limits of Lexington, and 1 member from outside the corporate limits but within the bounds of the administrative unit, to be appointed biennially beginning in March, 1943 by board of aldermen, which shall also fill vacancies.)

HB 820. (Public) - Galloway
"To further clarify the authority of county boards of commissioners and boards of city aldermen, or other taxing authorities of counties, cities and towns of North Carolina, to correct and adjust errors in tax valuations and to refund, at any time within two years, any overpayment made by reason of such errors or overcharge, whether such taxes have been paid under protest or not, or are yet to be paid." (As title indicates. Would also authorize correction of errors in favor of taxpayer within two years by giving 30 days notice of intention to make correction.)

HB 821. (Local - Haywood) - Palmer
"Relating to the board of trustees of the Haywood County Hospital." (Beginning in December, 1944, the county commissioners to appoint 3 members to serve for 2 years as trustees of hospital, and to make appointments to fill vacancies. Trustees to receive $6 each per meeting attended, but not for more than 1 meeting per month, to be paid from the general fund.)

HB 822. (Public) - Reynolds
"To amend chapter 358, Public Laws of 1939, relating to the disbursement of State school funds." (Rewrites section 19 with respect to method of disbursing funds. To be disbursed upon certified statements of local boards, filed monthly, as to amounts to become payable, and monthly deposits of necessary amounts in State Treasury to the credit of local units.)

HB 823. (Local - Caldwell) - Pritchett
"To extend the police power of the Town of Granit Falls to outside territory." (Would extend effective area of ordinances adopted in pursuance of police power or for sanitary purposes 1 mile beyond corporate limits, and to utility rights-of-way and town property outside the corporate limits.)

HB 824. (Local - Currituck) - Boswood
"To authorize and empower the county commissioners of Currituck County to appoint an assistant judge of the Recorder's Court of said County." (Term of assistant judge to be appointed would expire in December, 1946. Would receive salary of regular judge for time served.)

HB 825. (Local - Iredell) - Turner of Iredell
"To extend the police power of the Town of Mooresville to outside territory." (Would extend effective area of ordinances adopted in pursuance of police power or for sanitary purposes 2 miles beyond corporate limits, and to utility rights-of-way and town property outside the corporate limits.)

HB 826. (Local - Brunswick and Onslow) - Arthur
"Amending chapter 2 of the Public Laws, extra session of 1938, the same being the Revenue Bond Act of 1938, so as to extend the time for issuance of Revenue Bonds by municipalities of Brunswick and Onslow Counties." (Extends time to March 1, 1945.)

HR 827. (Resolution) - Moseley and others
"Providing for the appointment of a commission to study law enforcement and prevention of crime in the State of North Carolina and to report to the next session of the General Assembly." (Asks Governor to appoint 3 members from the House, 2 from the Senate and 2 from the public at large. Attorney General to be ex officio member and chairman, and his staff to assist in study.)

HB 828. (Local - Granville) - Hancock
"To amend chapter 483 of the Public-Local and Private Laws of the session of 1935, relating to the salaries of the public officers in Granville County, their assistants, deputies and stenographers." (Jailor to receive salary to be fixed by commissioners, and may also receive pay for feeding prisoners, at rate fixed by the commissioners; commissioners to fix salary of deputy clerk of the Superior Court, and may also authorize the clerk to appoint additional deputies and stenographers at salaries to be fixed by the commissioners; register of deeds may appoint a deputy or stenographer at a salary to be fixed by the commissioners.)

HB 829. (Public) - Storey by request

"To license former dentists who do not hold renewal licenses to practice dentistry provided such practice is confined to service in the armed forces." (As title indicates.)

HB 830. (Local - Guilford) - Shreve

"To provide for the burial of indigents dying in Guilford County." (Would authorize commissioners to appropriate not more than $40 for the burial of indigents whose burial is not otherwise provided for, and validates previous expenditures for such purpose.)

SENATE CALENDAR ACTION

Bills received from the House (Sent to Calendar Committee unless indicated otherwise):

SB 26, Municipal Capital Reserve Act of 1943, for concurrence in House amendments; SB 29, Organizing State Board of Education, for concurrence in House amendments; SB 75, Salary chief boiler inspector, for concurrence in House amendments; SB 132, County capital reserve funds, for concurrence in House amendments; SB 144, Registration of deeds and other instruments, for concurrence in House amendments; SR 270, Resolution--statutory revision commission, for concurrence in House amendments; HB 18, Machinery Act amendment; HB 29, McDowell--Superior Court terms; HB 104, Duplin--dance halls, beer and wine; HB 300, Farmer truck licenses; HB 545, Guilford--High Point civil service commission; HB 557, New Hanover--C. S. C. clerk hire; HB 574, Pitt--peace officers relief fund; HB 580, Wilson--C. S. C. reports; HB 574, Pitt--peace officers relief fund; HB 580, Wilson--C. S. C. reports; HB 583, Iredell--terms members Board of Education; HB 584, Yadkin--salaries and clerical assistance; HB 635, Madison--delinquent taxes; HB 648, Yadkin--investments real estate; HB 662, Mecklenburg--Charlotte charter amendments; HB 667, Chatham--coroner's fees; HB 669, Guilford--High Point bonds; HB 671, Pasquotank--Elizabeth City municipal salaries; HB 673, New Hanover--firemen's pension fund; HB 676, Wholesale wine tax; HB 677, Unfortified wines tax; HB 692, Mecklenburg--validating Charlotte special assessment acts; HB 698, Mitchell--clerical assistance clerk Superior Court; HB 705, Brunswick--compensation county board charities and public welfare; HB 716, Wake--clerks annual reports; HB 717, Wake--Raleigh special humane officer; HB 718, Wake--assistant clerks Superior Court; HB 720, Catawba--retirement referendum provisions; HB 723, Hertford--salary clerk Superior Court; HB 727, Alamance--Graham cemetery beautification; HB 728, Currituck--water survey; HB 730, Rowan--East Spencer mayor and aldermen tenure; HB 732, Wake--cruelty to animals; HB 734, Craven--National Forest Commission funds; HB 735, Guilford--public school property City Administrative Unit; HB 736, Defense and rationing board appropriations; HB 741, Cherokee--Andrews City Administrative School Unit trustees; HB 743, Macon--Franklin corporate limits; HB 744, Guilford--High Point firemen's pension fund; HB 745, Guilford--Greensboro policemen's retirement fund; HB 746, Durham--accepting deeds for taxes; HB 747, Lincoln--preservation maps, plats and drawings; HB 748, Lincoln--commissioners' pay; HB 750, Guilford and Davidson--terms 12th Judicial District; HB 751, Gates--recorder's court vacancies; HB 752, Gates--clerical assistance; HB 753, Columbus and New Hanover--licensing threshers; HB 754, Scuppernong River fishing; HB 755, Cherokee--delinquent tax collector; HB 760, Surry--additional clerical assistance; HB 761, Surry--additional deputy clerk; HB 762, Robeson--selling land for taxes; HB 766, Franklin--delinquent tax sales; HB 767, Wake--Superior Court terms; HR 768, Resolution--Cosmetic Art Examiners records; HR 769, Resolution--Sidney Lanier, indefinitely postponed; HB 772, Wayne--Eastern Carolina Housing Authority validation; HB 773, Hertford--register of deeds' salary; HB 775, Granville--Creedmoor commissioners; HB 779, Alamance--Graham elections; HB 788, Cabarrus--H. L. Fisher Mount Pleasant Board; HB 792, Wilson--adjustment past due assessments; HB 809, Northampton--correcting error in HB 446; HR 814, Resolution of appreciation to the Institute of Government.

Bills reported favorably:

SB 260, Prison labor on test farms; SB 336, Appropriation for Pembroke College, as amended; SB 345, Moore--terms of court; SB 346, Pasquotank--coroner's salary; HB 29, McDowell--Superior Court terms; HB 324, Correcting errors old age assistance; HB 388, Halifax--ABC Board; HB 545, Guilford--High Point civil service commission; HB 557, New Hanover--C.S.C. clerk hire; HB 574, Pitt--peace officers relief fund; HB 583, Iredell--terms members Board of Education; HB 648, Yadkin--investments real estate; HB 662, Mecklenburg--Charlotte charter amendments; HB 667, Chatham--coroner's fees; HB 671, Pasquotank--Elizabeth City salaries; HB 676, Wholesale wine tax; HB 677, Unfortified wines tax; HB 692, Mecklenburg--validating Charlotte special assessments; HB 703, Transylvania--unexpended balance; HB 705, Brunswick--compensation board of charities and public welfare; HB 716, Wake--C.S.C. annual reports; HB 717, Wake--special humane officer; HB 718, Wake--assistant Clerks; HB 720, Catawba--exemption from retirement system vote; HB 723, Hertford--C.S.C. compensation; HB 727, Alamance--Graham cemetery beautification; HB 730, Rowan--East Spencer mayor and aldermen tenure; HB 734, Craven--National Forest Commission funds; HB 735, Guilford--school property; HB 741, Cherokee--Andrews school trustees; HB 809, Northampton--correcting HB 446.

Bills reported unfavorably:

SB 325, Increased library appropriations; HB 300, Farmer truck license; HB 658, Currituck--assistant judge recorder's court; HB 701, Transylvania--delinquent tax penalties; HR 768, Resolution--Cosmetic Art Examiners records.

Bills taken from unfavorable calendar and re-referred to Calendar Committee:

SB 325, Increased library appropriations; SB 336, Pembroke State College for Indians additional funds; HB 515, Prohibiting secret organizations in schools; HB 545, Guilford--High Point civil service commission.

Bills indefinitely postponed:

HR 769, Resolution--Sidney Lanier.

Bills tabled:

SB 343, Harnett--Salaries Dunn Recorder's Court: HB 742, Gaston--hunting foxes; HB 634, Beaufort--Belhaven Board of Aldermen election.

Bills passed 2nd reading:

HB 116, Housing authorities law amendment; HB 490, Registration motor vehicles, as amended; HB 501, Craven--extending New Bern limits, as amended.

Bills passed 2nd and 3rd readings:

SB 260, Prison labor on test farms; SB 308, Commitment to hospitals for insane, as amended; SB 336, Pembroke College additional funds, as amended to reduce allocation; SB 337, Terms of Textbook Commissions; SR 339, Appreciation N. C. Textile Foundation; SB 342, Harnett--salary increases, as amended to provide that the Act shall extend only to Dec. 1, 1944; SB 344, Surry--schedule of discounts and penalties; SB 345, Moore--court terms; SB 346, Pasquotank--coroner's salary; HB 29, McDowell--Superior Court terms; HB 44, Lottery law punishment, as to Committee Substitute applying to numbers or butter and egg lottery, making possession of tickets a prima facie violation of the Act; HB 295, Soldier absentee voting; HB 324, Old age assistance; HB 346, "Employment" under U. C. Law; HB 368, Reimbursing Lloyd Church, as amended to require lack of contributory negligence; HB 371, Currituck--drunkenness; HB 388, Halifax--ABC board; HB 556, Union--Superior Court terms; HB 557, New Hanover--C.S.C. clerk hire; HB 583, Iredell--board of education terms; HB 648, Yadkin--investment real estate; HB 659, Currituck--Shawboro school property; HB 667, Chatham--coroner's fees; HB 671, Pasquotank--Elizabeth City salaries; HB 682, Currituck--Powells Point school property; HB 703, Transylvania--unexpended balance; HB 716, Wake--C.S.C. annual reports;

Bills passed 2nd and 3rd readings (Continued):

HB 717, Wake--special humane officer; HB 720, Catawba--exemption from retirement system vote; HB 723, Hertford--C.S.C. compensation; HB 727, Alamance--Graham cemetery beautification; HB 730, Rowan--East Spencer mayor and aldermen tenure; HB 734, Craven--National Forest Commission funds; HB 735, Guilford--school property; HB 741, Cherokee--Adnrews school trustees; HB 809, Northampton--correcting HB 446.

Bills passed 3rd reading:

SB 331, Jackson--special hospital tax; HB 292, Municipal taxi control; HB 370, Drainage of streams; HB 417, Craven--New Bern manager; HB 453, Franklin--validating Franklinton and Louisburg bonds.

Bills passed three readings:

SB 347, Gaston--Southpoint fox hunting; SR 351, Resolution--re adjournment.

Concurrence in House amendments:

SB 26, Municipal County Reserve Act; SB 29, Nine months school term; SB 75, Salary chief boiler inspector; SB 132, County capital reserve funds; SB 144, Registration of deeds and other instruments; SR 270, Resolution--Statutory Revision Commission.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 334, Harnett--compensation Board Commissioners; SB 335, Robeson--Big Swamp hunting and fishing; SB 338, Columbus--register of deeds certification fees; SB 340, Pages and legislative employees' war bonus; HB 438, Anson--rural police, for concurrence in Senate amendment; HB 524, Board of Education Omnibus bill, for concurrence in Senate amendments; HB 537, Brunswick--recorder's term and salary, for concurrence in Senate amendment; HB 564, Iredell--salaries of deputy clerk and deputy register of deeds, for concurrence in Senate amendment; HB 719, Guilford--Greensboro police officers salary sources, returned by request to reconsider reading by which passed third vote.

Bills reported favorably:

SB 31, Overhead utility lines on land pursuant to agreements for easements, as to Committee Substitute; SB 41, Absentee voting law amendments, as amended; SR 152, Resolution--Caswell Training School joint resolution amendment; SB 192, NC Art Society appropriation; SR 200, Rsolution--feebleminded Negroes Goldsboro State Hospital; SB 213, Registration of official discharges; SB 239, Amendments to School Machinery Act, as amended; SB 244, Columbus--changed terms Superior Court; SB 256, Election sanitary district boards; SB 264, Private--relief widow and minor child William E. Towe; SB 271, New Hanover--Wilmington boundary extension, as amended; SB 273, Compensation Directors State School for Blind and Deaf; SB 281, To carry out Board of Education amendments; SB 295, Caldwell--grand jury terms; SB 305, Belmont vocational textile school; SB 316, Supplemental appropriations Veterans Service Office; SB 319, Montgomery--Troy school boundary dispute; SB 332, Hospital and correctional institutions administrative expenses; HB 96, Old age and dependent children funds, as amended; HB 141, Private--gas tax to A. P. Causby; HB 153, Dower in sale to make assets, as to Committee Substitute; HB 159, Trustee for insane person, as to Committee Substitute; HB 321, Alcoholism instruction; HB 499, Evidence in motor vehicle accident cases; HB 505, Fertilizer law amendments, as amended; HR 512, Commission to study courts; HB 534, Admission to Caswell Training School; HB 553, Uniform weights and measures law amendments, as amended; HB 587, Moore--Southern Pines and Pinehurst liquor stores, as to Committee Substitute; HB 605, Wake--exemption military properties; HB 621, Private--compensation J. H. Williams, Mrs. Effie Marcom, Mrs. Annie Kolbaugh and E. A. King;

Bills reported favorably (Continued):

HB 637, Private--reimbursement C. C. Hill; HB 643, Clay--Hayesville beer and wine sales; HB 645, Private--reimbursement Roy Morrison; HB 666, Private--reimbursement T. J. Gilliand; HB 680, Regulation child labor; HB 693, Private--reimbursing Tom Jackson; HB 707, Private--compensation parents Patsy Long Newman, as to Committee Substitute; HB 709, Private--relief Hattie Beck, as amended; HR 725, Resolution--periodical and records commission, as amended; HB 739, Private--relief Deese family, as amended; HB 786, Johnston--court stenographers, as to Committee Substitute.

Bills reported unfavorably:

SB 27, Teachers and State Employees Retirement System and credit for prior service; SB 111, Lincoln--wine and beer near schools and churches; SB 167, Avery--election sale beer and wine; SB 205, Validating corporate acknowledgments; SB 248, N. C. Symphony Society, Inc.; SB 250, Richmond--Town of Hoffman beer and wine licenses; SB 252, Anson--Ansonville wine and beer prohibition; SB 253, Anson--Lilesville beer and wine; SB 266, Caldwell--Maximum hours, dairies; SB 267, Johnston--county and municipal refusal to issue wine and beer license; SB 300, Anson--Morven wine and beer prohibition; HB 11, Hertford--regulating sale of wine and beer; HB 27, Vocational education; HB 52, Graham--wine and beer election; HB 65, Lee--Sunday sale of wine and beer; HB 66, Cleveland--Sunday sales of beer and wine; HB 72, Lincoln--beer and wine sales; HB 118, Scotland--sale of beer and wine; HB 126, Clay--beer and wine election; HB 130, Burial of indigents; HB 147, Watauga--beer and wine election; HB 172, Ashe--beer and wine election; HB 193, Wilkes--wine and beer sales; HB 214, Prior service State Employees Retirement; HB 230, Bertie--Aulander wine and beer sales; HB 240, Currituck--sale of wine and beer; HB 275, Bladen--wine and beer sales; HB 303, Caswell--sale of beer and wine; HB 323, Gaston--wine and beer sales; HB 339, Forsyth--"On premises" licenses; HB 350, Benefits in excess $3,000 Teachers Retirement System; HB 364, Alleghany--wine and beer sales; HB 387, Duplin--wine and beer sales; HB 389, Alexander--wine and beer sales; HB 472, Madison--prohibiting sale of wine and beer; HB 481, Sampson--prohibiting sale of wine and beer; HB 500, Authorizing abolition of county treasurers; HB 504, Private--compensating J. H. Williams, Mrs. Annie Kelbaugh and E. A. King; HB 522, Columbus--permitting Cerro Gordo to refuse "on premises" license; HB 523, County elections on beer and wine; HB 548, Pensions for teachers ineligible for retirement, as to Committee Substitute; HB 565, Forsyth--prohibiting sale beer and wine Bethania Township; HB 588, Stanly--wine sales near Oakboro High School; HB 609, Harnett--restrictions hour of sale beer and wine; HB 644, Rutherford--time of wine sales; HB 670, Avery--time wine and beer sales; HB 681, Time wine and beer sales; HB 684, General election registration books; HB 702, Transylvania--sale of wine; HB 704, Brunswick--sale of beer, wine, ale; HB 724, Alleghany--exemption from public weigh masters law; HB 782, Caldwell--time wine and beer sales.

Bills rereferred to committee:

SB 248, NC Symphony Society, Inc., from unfavorable calendar to Calendar Committee; HB 577, Tobacco redrying and packing tax, from Agriculture to Calendar Committee.

Bills taken from table and placed on calendar:

SB 217, Uniform registration assistance applicants.

Bills recalled from committee:

HB 189, Montgomery--transfer of assets to general fund, placed on calendar.

Bills taken from unfavorable calendar and placed on favorable calendar:

HB 138, Avery--nomination county officers; HB 754, Scuppernong River fishing; HB 763, Currituck--rabies prevention.

Bills tabled:

HB 212, Retirement extension agents, as amended; HB 617, Anglers' licenses; HB 618, Game laws and hunting licenses.

Bills postponed indefinitely:

HB 121, Nine months school term; HB 325, Extended benefit teachers' retirement; HB 719, Guilford--Greensboro police pay; HB 781, Wake--Raleigh Township junk yards.

Bills passed 2nd reading:

SB 257, Guilford--obligations Greensboro, High Point, Guilford County airport authority; SB 306, Gaston--Gastonia Township airport bonds; HB 793, Henderson--Refunding Hendersonville Graded School District Bonds.

Bills passed 2nd and 3rd reading:

SB 301, Lieutenant Governor's compensation; SB 328, Edgecombe--recorder and prosecutor salary increases; HB 104, Duplin--dance halls, beer and wine, as amended; HB 138, Avery--nomination county officers; HB 278, Director of Probation; HB 352, Marriage license to insane, as to Committee Substitute; HB 361, Tobacco warehouse lien liability, as to Committee Substitute as amended to make statute of limitations 6 months; HB 412, Private commercial cemeteries, as amended to delete fee requirement and to exempt Buncombe County; HB 452, Local government contributions to war agencies; HB 489, Payment motor vehicle fees; HB 491, Repealing chauffeur's badge requirement; HB 562, Private--reimbursing Rommie R. Glover; HB 580, Wilson--Superior Court clerk report, as to Committee Substitute; HB 585, Duplicate marriage licenses; HB 638, Private examination married women; HB 736, Guilford--defense and rationing board appropriations; HB 736, Guilford--public school property City Administrative Unit; HB 744, Guilford--High Point fire department pension fund; HB 745, Guilford--Greensboro policemen's retirement fund; HB 746, Durham--Durham county and city deeds of real property for taxes; HB 747, Lincoln--Preservation maps, plats, drawings; HB 748, Lincoln--compensation board commissioners; HB 750, Guilford and Davidson--12th District court terms; HB 751, Gates--judge and solicitor vacancies Gates Recorder's Court; H752, Gates--clerical assistance; HB 753, Columbus and New Hanover--licensing threshers by farm agent; HB 754, Scuppernong River fishing; HB 755, Cherokee--county accountant delinquent tax collector; HB 760, Surry--additional sheriff assistance; HB761, Surry--additional deputy clerk; HB 762, Robeson--selling land for taxes; HB 763, Currituck--rabies prevention; HB 766, Franklin--commissions delinquent taxes; HB 767, Wake--Superior Court terms; HB 772, Wayne--Housing Authority validation; HB 773, Hertford--salary register of deeds; HB 775, Granville--Creedmoor commissioners; HB 779, Alamance--Graham elections; HB 788, Cabarrus--H. L. Fisher Mount Pleasant Board; HB 792, Wilson--adjustment Wilson past due assessments.

Bills passed 3rd reading:

SB 107, Alias and pluries summons, 3rd reading reconsidered and amended not to apply to original summons issued more than 5 years before ratification, passed 3rd reading, as amended; SB 176, Local governmental employees' retirement; SB 233, Johnson--incorporate Town of Benson; SB 255, Guilford--Greensboro, High Point, Guilford County airport authority; SB 289, Rutherford--Forest City exemption from retirement system; HB 138, Avery--nomination county officers, 3rd reading reconsidered, amended, to apply only to Republican primary and passed 3rd reading as amended;

Bills passed 3rd reading (Continued):

HB 572, Transylvania--special taxes; HB 589, New Hanover--Wilmington boundary extension; HB 674, New Hanover--retirement system; HB 737, Guilford--plant and fixed charges tax; HB 740, Henderson--special hospital tax.

Bills recalled from the Enrolling Office:

SB 107, Alias or pluries summons validation.

Concurrence in Senate amendments:

HB 438, Anson--rural police; HB 524, Boards of Education Omnibus Bill; HB 537, Brunswick--Recorder's term and salary; HB 564, Iredell--salaries of deputy clerk and deputy register of deeds; HB 719, Guilford--Greensboro police officers salary sources.

Passed three readings:

HR 814, Resolution--Institute of Government.

BILLS RATIFIED

SB 109, Gaston--West Gastonia airport; SB 158, Guilford--High Point paving; SB 330, Brunswick--rural police; HB 19, Budget Revenue Bill; HB 233, Private--reimbursing William V. Hensley; HB 234, Private--reimbursing Mrs. Worth Jackson; HB 251, Private--reimbursing W. Stanley Kearney; HB 282, Yancey--district school committeemen; HB 395, Franklin--C.S.C. salary; HB 406, Prison Department clarification; HB 407, State Highway and Public Works clarification; HB 471, Conveyances by heirs and devisees; HB 510, Authorizing rehabilitation loan to A. & N. C. RR; HR 511, Resolution--Governor Vance birthplace commission; HB 517, Publishing index local laws; HB 527, Rowan--Spencer aldermen's pay; HB 560, Rutherford--deputy sheriffs' expenses; HB 568, Private--reimbursing Roy Hole; HB 597, Pasquotank--additional appropriations; HB 602, Guilford--accepting deeds for taxes; HB 610, Sampson--incorporation Harrells Store; HB 615, Carteret--Morehead special assessments; HB 627, Washington--ABC profits; HB 646, Harnett--sheriff's fee for arrests.

Next sessions: Senate--12:00 noon, March 4, 1943
House--11:30 A. M., March 4, 1943

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P.O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 50
March 4, 1943

Sessions: Senate--12:00 noon;
House--11:30 A.M. and 4:00 P.M.

BILLS INTRODUCED: SENATE

SR 352. (Resolution) - Hudgins
"Fixing the time and place for a joint session of the Senate and House of Representatives for the election of trustees of the Greater University of North Carolina and for the approval of appointments of the State Board of Education." (As title indicates.) Passed three readings and sent to the House.

SB 353. (Public) - Carlyle and others
"To amend chapter 97 of the Public Laws of 1941 by striking out section 6, thereby making it legal for a majority of the members of the Utilities Commission to hear and pass upon matters coming before the Commission." (As title indicates; changes "full commission" to "majority.") Sent to Calendar Committee.

SR 354. (Resolution) - Carlyle and others
"Commending Mrs. Edna Jones Harrell for her courteous and loyal service during the 1943 session of the General Assembly." (Expresses appreciation of the Senate to Mrs. Harrell for her service as telephone operator.) Sent to Calendar Committee.

SR 355. (Resolution) - Mitchell and Mrs. McKee by request.
"Authorizing the Governor to appoint a committee to study the problem of public safety education as it may be related to post-war travel." (Authorizes appointment of an eleven-member non-pay committee, to report to Governor in January 1944 and 1945.) Sent to Calendar Committee.

SB 356. (Public) - Cherry and others
"To amend chapter 25 of the Public Laws of 1941, known and designated as the Teachers' and State Employees' Retirement Act." (Teachers and other State employees entering the armed services after September 16, 1940, and prior to February 17, 1941, and who return to the State within a period of two years after honorably discharged, are to be entitled to full credit for all prior service.) Sent to Calendar Committee.

BILLS INTRODUCED: HOUSE (All bills sent to Calendar Committee unless otherwise indicated.)

HR 831. (Resolution) - Smith and others
"Relative to validating the claim of the Daniel Boone marker placed on the southwest side of the Capitol Square." (Makes official validation of the placing of the marker.

HB 832. (Local - Surry) - Dobson
"To authorize the board of commissioners of Surry County to increase the salary of the register of deeds." (Increased from $3,200 to $3,600.)

HB 833. (Local - Gates) - Rountree
"To allow the hunting, chasing, trapping and killing of foxes, bears, and rabbits at any time within Gates County." (As title indicates.)

HR 834. (Resolution) - Askew
"Suggesting that the Highway and Public Works Commission adopt a policy of greater attention of secondary road system of North Carolina." (As title indicates.)

HB 835. (Local - Wilson) - Moore of Wilson
"Relating to real estate conveyances heretofore made by the Town of Elm City." (Validates all conveyances which have been defective because of failure to advertise sale or otherwise comply with C.S. 2688.)

HB 836. (Local - Perquimans) - White
"To amend section 1564 of the Consolidated Statutes of North Carolina relating to the salary of the recorder of the recorder's court of Perquimans County." (Recorder's salary may be increased or decreased in the discretion of the commissioners, but shall not be less than fifty nor more than seventy-five dollars per month.)

HB 837. (Private) - Tompkins
"To authorize the State Board of Education to investigate the circumstances surrounding the death of Troy Shepherd, an auto mechanic employed to service the school equipment in Jackson County, and to pay compensation for such death." (As title indicates; Board of Education authorized to pay such compensation as, in its judgment, seems just and proper.

HB 838. (Local - Anson) - Blalock
"To reduce certain fees in the recorder's court of Anson County." (Solicitor's fee to be $4.00; fee for making arrest, $1.00.)

HB 839. (Local - Camden) - Halstead
"To fix the penalty on delinquent taxes in Camden County at 6% per annum." (½% per month to apply on taxes and tax sale certificates, including outstanding certificates held by the County. Also validates prior settlement for penalties.)

HB 840. (Local - Bertie) - Spruill
"To give the Recorder's Court of Bertie County jurisdiction in divorce cases." (Jury of 12 in such cases may all be tales jurors; to be paid $1 per day.)

HB 841. (Public) - Allen, Hatch and Allen.
"To prohibit unfair trade practices in merchandising." (Would prohibit any person, firm or corporation, directly or indirectly, from selling or having in its possession for sale to its employees any article not produced by it or not handled by it in its regular course of trade, except meals, candy, etc. or tools and appliances used by its employees in the trade or business or appliances for health, safety, etc. of employees; prohibit retailers from representing themselves as other than a retail outlet; prohibit retailers from representing that quoted price is other than a retail price, and from misrepresenting a price list. Each violation to be a separate offense, punishable by a fine of not less than $100 nor more than $500 for first offense, and not less than $500 nor more than $1,000 for second offense.)

HB 842. (Private) - Blalock
"To authorize the State School Commission to pay James Ormesby compensation for damages resulting from a collision between an automobile owned by James Ormsby and a school bus." (Commission authorized to investigate and pay not to exceed $250.)

SENATE CALENDAR ACTION

Bills received from the House: (All bills sent to Calendar Committee unless otherwise indicated.)

SB 107, Alias or pluries summons validation, for concurrence in House amendments; HB 278, Director of Probation; HB 352, Marriage license to insane; H B 489, Payment motor vehicle fees; HB 491, Repealing chauffeur's badge requirements; HB 562, Reimbursing Rommie R. Glover; HB 572, Transylvania--special taxes; HB 585, Duplicate licenses; HB 589, New Hanover--Wilmington boundary extension; HB 638, Private examination married women; HB 674, New Hanover--retirement system; HB 737, Guilford--plant and fixed charges tax; HB 740, Henderson--special hospital tax; HB 763, Currituck--rabies prevention.

Bills returned to House upon request:

HB 545, Guilford--High Point civil service commission.

Bills reported favorably:

SB 274, UNC escheat claims; SB 348, Increased subsistence allowances; SB 349, Official seals; SB 350, Haywood--extension terms Canton officials; HB 18, Machinery Act Amendment; HB 104, Duplin--dance halls, beer and wine; HB 580, Wilson--Superior Court clerk report; HB 635, Madison--disposition delinquent taxes; HB 673, New Hanover--Firemen's Pension Fund; HB 736, Guilford--defense and rationing board appropriations; HB 744, Guilford--High Point fire department pension fund; HB 745, Guilford--Greensboro policemen's retirement fund; HB 746, Durham--Durham county and city deeds of real property for taxes; HB 747, Lincoln--preservation maps, plats, drawings; HB 748, Lincoln--compensation Board Commissioners; HB 750, Guilford and Davidson--12th District judicial terms, as amended; HB 751, Gates--judge and solicitor vacancies Recorder's Court; HB 752, Gates--clerical assistance; HB 755, Cherokee--county accountant delinquent tax collector; HB 760, Surry--additional sheriff's clerical assistance; HB 761, Surry--additional deputy clerk; HB 766, Franklin--commission delinquent tax sales; HB 767, Wake--Superior Court terms; HB 772, Wayne--Eastern Carolina Regional Housing Authority validation; HB 773, Hertford--salary register of deeds; HB 775, Granville--Creedmoor commissioners; HB 779, Alamance--Graham elections; HB 788, Cabarrus--H. L. Fisher Mount Pleasant Board; HB 792, Wilson--adjustment past due assessments; HR 814, Resolution--Institute of Government.

Bills reported unfavorably:

HB 698, Mitchell--clerical assistance clerk Superior Court; HB 753, Columbus and New Hanover--licensing threshers by farm agent; HB 754, Scuppernong River fishing.

Bills removed from unfavorably calendar:

SB 163, Beauty parlors, sent to Calendar Committee; HB 442, Sampson--special tax authorization, sent to Calendar Committee; HB 754, Scuppernong River fishing, placed on favorable calendar.

House amendments concurred in:

SB 107, Alias or pluries summons validation.

Bills passed 2nd reading:

HB 18, Machinery Act amendment; HB 662, Mecklenburg--Charlotte charter amendments; HB 676, Wholesale wine tax; HB 677, Unfortified wines tax; HB 692, Mecklenburg--validating Charlotte special assessment acts; HB 743, Macon--Franklin corporate limits.

Bills passed three readings:

SR 352, Resolution--University Trustees appointment.

Bills passed 2nd and 3rd readings:

SB 274, UNC escheat claims; SB 348, Increased subsistence allowances; SB 349, Official seals; SB 350, Haywood--extension terms Canton officials; HB 104, Duplin--dance halls, beer and wine; HB 580, Wilson--Superior Court clerk report; HB 635, Madison--disposition delinquent taxes; HB 673, New Hanover--Firemen's Pension Fund; HB 705, Brunswick--compensation county board charities and public welfare; HB 736, Guilford--defense and rationing board appropriations; HB 744, Guilford--High Point fire department pension fund; HB 745, Guilford--Greensboro policemen's retirement fund; HB 746, Durham--Durham county and city deeds of real property for taxes; HB 747, Lincoln--preservation maps, plats, drawings; HB 748, Lincoln--compensation Board Commissioners; HB 750, Guilford and Davidson--12th Judicial District terms, as amended; HB 751, Gates--judge and solicitor vacancies Recorder's Court; HB 752, Gates--clerical assistance; HB 754, Scuppernong River fishing; HB 755, Cherokee--county accountant delinquent tax collector; HB 760, Surry--additional sheriff's clerical assistance; HB 761, Surry--additional deputy sheriff; HB 766, Franklin--commissions of county attorney; HB 767, Wake--Superior Court terms; HB 772, Wayne--Eastern Carolina Regional Housing Authority validation; HB 773, Hertford--salary register of deeds; HB 775, Granville--Creedmoor commissioners; HB 779, Alamance--Graham elections; HB 788, Cabarrus--H. L. Fisher Mount Pleasant Board; HB 792, Wilson--adjustment past due assessments; HR 814, Resolution--Institute of Government.

Bills passed 3rd reading:

HB 116, Housing authorities law amendment; HB 490, Registration motor vehicles, as amended; HB 501, Craven--extending New Bern limits, as amended, returned to House for concurrence.

HOUSE CALENDAR ACTION

Bills received from the Senate: (All bills sent to Calendar Committee unless otherwise indicated.)

SB 260, Use of convicts on state test farms and experimental stations; SB 308, Commitment to hospitals for insane; SB 331, Jackson--special hospital tax; SB 336, Pembroke State College for Indians additional funds; SB 337, Terms Elementary Textbook Commission and Committee on High School Textbooks; SR 339, Resolution--appreciation NC Textile Foundation, Inc., SB 342, Harnett--10% increase salaries certain officers; SB 344, Surry--schedule discounts and penalties; SB 345, Moore--trial uncontested divorce cases; SB 346, Pasquotank--coroner's salary; SB 347, Gaston--Southpoint Township fox hunting; SR 351, Resolution to adjourn March 10; SR 352, UNC trustees appointments; HB 44, Lottery law punishment, for concurrence in Senate Substitute; HB 292, Municipal taxi control, concurred in Senate amendment; HB 368, Reimbursing Lloyd Church, concurred in Senate amendment; HB 370, Drainage of streams, concurred in Senate amendment; HB 545, Guilford--High Point civil service commission, returned by request; HB 678, Northampton--re-indexing conveyance records, failed to concur in Senate amendment, sent to conference committee; HB 735, Guilford--public school property City Administrative Unit, concurred in Senate amendment.

Bills reported favorably:

SB 84, Emergency reemployment retired teachers; SB 115, Removal of indigent to county of settlement; SB 161, Issuance sanitary bonds; SB 248, NC Symphony Society; SB 254, Creating hospital authorities, as amended; SB 284, Boundary city administrative unit; SB 294, Bureau of Mines; SB 297, New Hanover--Wilmington retirement system; SB 298, New Hanover--Carolina Beach aldermen and mayor; SB 310, New Hanover--Wilmington and county back taxes; SB 318, Dissolution sanitary districts; SB 321, Employer's right of action; SB 334, Harnett--compensation of commissioners; SB 338, Columbus--register of deeds fees; SB 340, Legislative employees war bonus; HB 69, Currituck--preference in teacher employment; HB 270, Livestock markets, as to Committee Substitute; HB 579, Compulsory school attendance, as to Committee Substitute; HB 619, Motor vehicle registration amendments; HB 774, Surry--Elkin Recorder's Court; HB 776, New Hanover--Wilmington civil service; HB 778, Returning absentee ballots; HB 780, Northampton--Garysburg delinquent tax sales; HB 783, Nash--Superior Court terms; HB 785, Carteret--delinquent taxes for debt service; HB 789, Currituck--commissioners' minutes publication; HB 795, Burke--"City" of Morganton; HB 796, Tyrrell and Hyde--hog cholera vaccine; HB 797, Rutherford--abolishing treasurer; HB 798, Rutherford--leasing Lake Lure; HB 799, Rutherford--bonds Town of Lake Lure; HB 802, Lenoir--salaried officers' witness fees; HB 803, Surplus copies Consolidated Statutes; HB 804, Extending time grants of registration; HB 808, Brunswick--compensation Board Commissioners; HR 811, Resolution--youths remaining at home; HB 812, Bertie--repealing H. B. 415 relative to J. W. Cooper and others; HB 815, Jackson--nomination Board of Education; HB 816, Carteret--clerk fees; HB 817, Carteret--Surveyor's salary; HB 818, Franklin--Superior Court term; HB 819, Davidson--Lexington City Administrative Unit Board of Education appointment; HB 821, Haywood--Hospital Board; HB 822, Disbursement State School funds; HB 824, Currituck--assistant judge Recorder's Court; HB 825, Iredell--Mooresville police jurisdiction; HB 826, Brunswick and Onslow--revenue bonds; HR 827, Resolution--law enforcement commission; HB 828, Granville--salaries of officials; HB 830, Guilford--burial of indigents.

Bills reported unfavorably:

SB 97, ABC control stores cities 15,000; SB 219, Pitt--political activities ABC board; SB 322, Hertford--hours wine and beer sales; HB 525, Conveyances by heirs and devisees after final accounting; HB 661, Regulation of aeronautics; SB 711, Property sales in receivers hands; HB 756, Davidson--election Lexington School Board; HB 759, Livestock markets; HB 829, Licensing former dentists.

Bills re-referred to committee:

SB 205, Validating corporate acknowledgments, to Calendar Committee; SB 240, Administrative rules and regulations, to Calendar Committee; SB 275, Compensation banks paying N. C. bonds and coupons, from Finance to Calendar Committee; HB 548, Pensions for teachers ineligible for retirement system membership, from unfavorable calendar to Calendar Committee; HB 699, Speed limit in restricted areas, to Calendar Committee.

Bills recalled from committee:

SB 331, Jackson--special hospital tax; HB 585, Duplicate marriage licenses.

Bills tabled:

HB 545, Guilford--High Point civil service commission; HB 625, Poultry and livestock black markets.

Bills recalled from the Senate:

HB 545, Guilford--High Point civil service commission.

Bills failed:

HB 709, Relief of Hattie Beck, on second reading.

Bills reconsidered:

HB 545, Guilford--High Point civil service commission, as to vote by which passed 3rd reading.

Bills sent to Conference Committee:

HB 678, Northampton--re-indexing conveyance records, failed to concur in Senate amendment.

Bills passed 2nd reading:

SB 271, New Hanover--New Hanover-Wilmington boundary extension, as amended to reduce proposed extension; HB 438, Anson--rural police; HB 665, tax penalties and discounts; HB 789, Currituck--Publication of commissioners' minutes; HB 798, Rutherford--Lake Lure lease; HB 799, Rutherford--Lake Lure bonds; HB 826, Brunswick and Onslow--Revenue bonds.

Bills passed 2nd and 3rd readings:

SB 151, State bird; SB 244, Columbus--terms Superior Court; SB 264, Private--relief widow and minor child William E. Towe; SB 295, Caldwell--grand jury terms; SB 319, Montgomery--Troy school boundary dispute; HB 44, Lottery law punishment, as to Senate Substitute which restricts operation to butter and egg, numbers, and similar lotteries; HB 69, Currituck--preference in employing teachers; HB 96, Old age and dependent children funds, as amended; HB 141, Private--refund gas tax to A. P. Causby; HB 153, Dower in sale to make assets, as to Committee Substitute (If widow fails to make election, she is deemed to elect to receive cash value of interest); HB 159, Trustee for insane person, as to Committee Substitute, which reinstates present provisions with respect to persons for whom trustee may be appointed; HB 308, Hog cholera, as to Committee Substitute which provides for quarantine of infected or newly vaccinated hogs; HB 321, Alcoholism instruction; HB 499, Evidence in motor vehicle accident cases; HB 505, Fertilizer law amendments, as amended to restrict number of grades to no less than 22 nor more than 35, and also to comply with WPB regulations; HR 512, Resolution--commission to study State courts, as amended to strike out per diem for members; HB 534, Admission to Caswell Training School, as amended to provide that order of court shall not entitle child to priority in admission; HB [illegible]81, Conveyances by heirs and devisees; HB 587, Moore--Southern Pines and Pinehurst liquor stores, as to Committee Substitute; HB 605, Wake--exemption military properties; HB 621, Compensating Mrs. Annie Kelbaugh and others; HB 631, Forest fire control, as amended to exempt Cumberland County; HB 632, Setting woodland fires, as amended to strike out provision that proof of act of setting fire to land of another would be prima facie evidence of malicious intent; HB 633, 4% guardians' interest; HB 637, Private--reimbursing C. C. Hill; HB 643, Clay--Hayesville liquor sales, as amended; HB 645, Private--reimbursement Roy Morrison; HB 647, Releasing powers of appointment, as amended to provide that instrument not recorded would be invalid "as against creditors and purchasers for value"; HB 660, Bonds Superior Court clerks, as to Committee Substitute, which makes bond in commissioners' discretion, not to exceed $50,000; HB 666, Private--reimbursement T. J. Gilliand; HB 672, Deductions of contributions income tax; HB 680, Regulation child labor; HB 686, New River Marine Base land claims; HB 687, Applicability Compensation Act to State Guard; HB 690, Registration birth and death certificates; HB 693, Private--reimbursement Tom Jackson; HB 700, Transportation company policemen, as to Committee Substitute; HB 707, Private--compensation parents Patsy Long Newman, as to Committee Substitute; HB 774, Surry--Elkin Recorder's Court; HB 780, Northampton--Garysburg delinquent tax sales; HB 783, Nash--Superior Court terms; HB 785, Carteret--delinquent taxes for debt service; HB 786, Johnston--court stenographer, as to Committee Substitute; HB 794, Omnibus JP's bill, as amended; HB 795, Burke--"City" of Morganton; HB 797, Rutherford--abolishing treasurer, as amended to provide that the accountant and auditor shall receive funds for which provision is not made; HB 802, Lenoir--salaried officers' witness fees; HB 808, Brunswick--compensation Board Commissioners; HB 812, Bertie--repealing HB 415 relative to J. W. Cooper; HB 816, Carteret--clerk's fees; HB 817, Carteret--surveyor's salary; HB 818, Franklin--Terms Superior Court; HB 819, Davidson--Lexington City Administrative Unit Board of Education appointments; HB 821, Haywood--Hospital trustees.

Bills passed three readings:

SR 352, Resolution re joint meeting to elect UNC trustees; HB 833, Gates--trapping; HB 839, Camden--tax penalties.

Bills passed 3rd reading:

SB 257, Guilford--obligations Greensboro-High Point airport authority; SB 306, Gaston--Gastonia airport bonds; HB 793, Henderson--refunding Hendersonville Graded School District bonds.

Concurrence in Senate amendments:

HB 44, Lottery law punishment (substitute); HB 292, Municipal taxi control; HB 368, Private--to reimburse Lloyd Church; HB 370, Drainage of streams; HB 735, Guilford--public school property City Administrative Unit.

BILLS RATIFIED

SB 66, Halifax--Weldon cemetery commission; SB 71, Commitment of veterans to Federal hospitals; SB 93, Qualifications superintendent School Blind and Deaf; SB 122, Warren--Charter Town Warrenton; SB 141, Haywood--corporate limits Canton; SB 148, Alexander--public library; SB 159, Guilford--High Point additional appropriations; SB 183, Iredell--Statesville increased Mayor's court costs; HB 294, Credit prior service Highway employees; HB 375, Notary public as officer; SB 388, Halifax--ABC Board; HB 397, Insurance agent license; HB 440, Watauga--Boone municipal board of elections; HB 458, Mitchell--audit of funds; HB 469, Revocation future interests; HB 476, Exemption members armed forces license tax; HB 486, Motor vehicle accident reports; HB 488, Certification school bus drivers; HB 506, Durham--homestead appraisers' fees; HB 508, Private--reimbursing Jerry and Mildred Lee; HB 509, Taking up and refunding bonds A. & N. C. RR; HB 513, Optometry examiners' injunctions; HB 520, Person--treasurer's term; HB 540, Pasquotank--expenditure law enforcement fund by ABC board; HB 541, Madison--register of deed's salary; HB 555, Residence requirements for divorce reduction; HB 563, reimbursing Sarah Lee Stanley; HB 567, Merger of building and loan associations; HB 569, Nash--declared stock law territory; HB 575, Prison labor for farm work;

HB 576, A. & N. C. RR franchise tax remission; HB 593, Richmond--Hamlet Recorder's clerk's compensation; HB 594, Haywood--assistant Superior Court clerk salary; HB 599, Swain--register of deeds fees; HB 601, Guilford--Greensboro candidate nominations; HB 626, Montgomery--officers' liquor fees; HB 628, Davidson--tenants forfeiture; HB 629, Polk--remission taxes to general fund; HB 636, Johnston--penalty delinquent personal property taxes; HB 685, Rowan--Rockwell mayor and aldermen tenure; HB 691, Mecklenburg--validating Charlotte and Hospital Board acts; HB 706, Durham--assistant treasurer, clerk, stenographer; HB 721, Catawba--real property deeds as tax payments.

Next sessions: Senate--11:30 A.M., March 5, 1943.
House--11:00 A.M., March 5, 1943.

#

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
RALEIGH, NORTH CAROLINA

P.O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 51
March 5, 1943

Sessions: Senate--11:30 A. M. and 3:30 P. M.
House---11:00 A. M. and 4:00 P. M.

BILLS INTRODUCED: SENATE

NONE.

BILLS INTRODUCED: HOUSE

HB 843. (Local - Yadkin) - Long
"To prohibit the operation of pool tables in public places in Yadkin County during certain hours." (Would prohibit such operation between 11:30 P. M. Saturday and 6:00 A. M. on Monday.) Sent to Calendar Committee.

HB 844. (Public) - Tompkins
"To provide a pension of $30 per month for all teachers who have attained the age of 65 years, who are not eligible for membership in the Teachers and State Employees Retirement System, who have taught in the public school system of the State for at least 20 years, and who are not engaged in some gainful occupation." (Would also require a finding of lack of adequate support. To be administered by the Board of the Teachers and S. E. R. System.) Sent to special Committee on Retirement.

HB 845. (Local - Perquimans) - White of Perquimans
"To empower the county commissioners of Perquiman's County, to allow the sheriff or tax collector the full 5% on all taxes collected for the county for the tax years 1942-43 and subsequent years." (As title indicates.) Sent to Calendar Committee.

HB 846. (Public) - Halstead
"To repeal chapter 92 of the Public Laws of 1931, relating to the Commission for the Improvement of the Laws." (As indicated; would repeal obsolete provision.) Passed 3 readings and sent to the Senate.

SENATE CALENDAR ACTION

Bills received from the House: (All bills sent to Calendar Committee unless indicated otherwise.)

HB 69, Currituck--preference in teacher employment; HB 138, Avery--nomination county officers; HB 141, Refund gas tax to A.P. Causby; HB 153, Dower in sale to make assets; HB 159, Trustee for insane person; HB 308, Hog cholera; HB 321, Alcoholism instruction; HB 361, Tobacco warehouse lien liability; HB 412, Private commercial cemeteries; HB 452, Local government contributions to war agencies;

HB 499, Evidence in motor vehicle accident cases; HB 505, Fertilizer law amendments; HR 512, Resolution--commission to study State courts; HB 534, Admission to Caswell Training School; HB 581, Conveyances of decedents' real property; HB 587, Moore--Southern Pines and Pinehurst liquor stores; HB 605, Wake--exemption military properties; HB 621, Compensating Mrs. Annie Kelbaugh and others; HB 631, Forest fire control; HB 632, Setting woodland fires; HB 633, 4% guardians interest; HB 637, Reimbursement C. C. Hill; HB 643, Clay--Hayesville wine and beer sales; HB 645, Private--reimbursement Roy Morrison; HB 647, Releasing powers of appointment; HB 660, Bonds Superior Court clerk; HB 665, Penalties and discounts on taxes; HB 666, Private--reimbursement T. J. Gilliand; HB 672, Deductions of contributions income tax; HB 680, Regulation child labor; HB 686, New River Marine Base land claims; HB 687, Applicability compensation act to State Guard; HB 690, Registration birth and death certificates; HB 693, Reimbursement Tom Jackson; HB 700, Transportation company policemen; HB 707, Compensation Patsy Long Newman; HB 774, Surry--Elkin Recorder's Court; HB 776, New Hanover--Wilmington civil service amendments; HB 780, Northampton--Garysburg delinquent tax sales; HB 783, Nash--Superior Court terms; HB 785, Carteret--delinquent taxes for debt service; HB 786, Johnston--court stenographers; HB 793, Henderson--refunding Hendersonville Graded School District bonds; HB 795, Burke--"City " Morganton; HB 796, Tyrrell and Hyde--Hog cholera vaccine; HB 797, Rutherford--abolishing treasurer; HB 802, Lenoir--officers witness fees; HB 808, Brunswick--compensation Board Commissioners; HB 812, Bertie--repealing HB 415; HB 815, Jackson--election members Boards of Education, Jackson excepted; HB 816, Carteret--clerk fees; HB 817, Carteret--surveyor's salary; HB 818, Franklin--terms Superior Court; HB 819, Davidson--Lexington City Administrative Unit School Board appointments; HB 821, Haywood--hospital trustees; HB 824, Currituck--assistant Recorder's Court judge; HB 825, Iredell--Mooresville extraterritorial police power; HB 828, Granville--public officers' and assistants' salaries; HB 830, Guilford--burial of indigent; HB 833, Gates--trapping; HB 839, Camden--6% delinquent tax penalty;

Bills returned to the House:

HB 584, Yadkin--officials' salaries; HB 585, Duplicate marriage licenses.

Bills sent to Conference Committee:

HB 678, Northampton--re-indexing conveyance records.

Bills reported favorably:

SB 353, Utilities Commission majority; SR 354, Resolution--commending Mrs. Edna Jones Harrell; SR 355, Resolution--public safety education committee; SB 356, Armed forces teachers' and State employees' full credit prior service; HB 153, Dower in sale to make assets; HB 278, Director of Probation; HB 352, Marriage licenses to insane, as amended; HB 361, Tobacco warehouse lien liability; HB 412, Private commercial cemeteries; HB 452, Local Government contributions to war agencies, as amended; HB 491, Repealing chauffeur's badge requirement; HB 499, Evidence in motor vehicle accident cases; HB 572, Transylvania--special taxes; HB 581, Conveyances of decedent's real property; HB 587, Moore--Southern Pines and Pinehurst liquor stores, as amended; HB 605, Wake--exemption military properties; HB 633, 4% guardians interest; HB 638, Private examination married women; HB 645, Reimbursement Roy Morrison; HB 660, Bonds Superior Court clerk; HB 672, Deductions of contributions income tax; HB 686, New River Marine Base land claims; HB 687, Applicability compensation act to State Guard; HB 690, Registration birth and death certificates; HB 694, Alleghany--clerical assistance sheriff, tax collector, treasurer, as to Committee Substitute; HB 700, Transportation company policemen; HB 728, Currituck--property and state waters survey; HB 737, Guilford--plant and fixed charges tax; HB 740, Henderson--special hospital tax; HB 762, Robeson--selling land for taxes; HB 774, Surry--Elkin Recorder's Court; HB 780, Northampton--Garysburg delinquent tax sales; HB 783, Nash--Superior Court terms; HB 785, Carteret--delinquent taxes for debt service; HB 786, Johnston--court stenographers; HB 793, Henderson--refunding Hendersonville Graded School District bonds; HB 795, Burke--"City" Morganton; HB 802, Lenoir--salaried officers witness fees; HB 808, Brunswick--compensation Board Commissioners; HB 812, Bertie--

repealing H. B. 415 relative to J. W. Cooper; HB 816, Carteret--Superior Court clerk fees; HB 817, Carteret--surveyor's salary; HB 818, Franklin--terms Superior Court; HB 819, Davidson--Lexington City Administrative Unit Board Education appointments; HB 821, Haywood--hospital trustees; HB 839, Camden--6% delinquent tax penalties; HB 674, New Hanover--retirement system; HB 680, regulation child labor.

Bills reported unfavorably:

SB 163, Beauty parlors; HB 69, Currituck--preference in teacher employment; HB 138, Avery--nomination county officers; HB 141, Refund gas tax to A. P. Causby; HB 159, Trustee for insane person; HB 321, Alcoholism instruction; HB 352, Marriage license to insane; HB 489, Payment motor vehicle fees; HB 515, Prohibiting secret organizations in schools; HB 562, Private--reimbursing Rommie R. Glover; HB 589, New Hanover--Wilmington boundary extension; HB 763, Currituck--rabies prevention; HB 833, Gates--trapping.

Bills rereferred to committee:

SB 262, Withdrawal deposit State Employee Credit Union, recalled from Committee on Agriculture and sent to Calendar Committee; HB 352, Marriage license to insane, taken from unfavorable calendar, re-referred to Calendar Committee; HB 694, Alleghany--clerical assistance sheriff, tax collector, treasurer, recalled from unfavorable calendar and sent to Calendar Committee.

Bills passed 2nd reading:

HB 442, Sampson--special tax authorization; HB 572, Transylvania--special taxes; HB 674, New Hanover--retirement system; HB 737, Guilford--plant and fixed charges tax; HB 740, Henderson--special hospital tax.

Bills pased 2nd and 3rd readings:

SB 353, Utilities Commission majority; SR 354, Resolution--appreciation Mrs. Harrell; SR 355, Resolution--public safety education committee; SB 356, Armed forces teachers' and State employees' full credit prior service; HB 153, Dower in sale to make assets; HB 278, Director of Probation; HB 352, Marriage license to insane, as amended to provide for one or more doctors instead of three; HB 361, Tobacco warehouse lien liability; HB 491, Repealing chauffeur's badge requirement; HB 587, Moore--Southern Pines and Pinehurst liquor stores, as amended to require 15% of voters, require that election not be before June, 1945, and changing ratification date from 1944 to 1945; HB 605, Wake--exemption military properties; HB 638, Private examination married women; HB 728, Currituck--property and state waters survey; HB 762, Robeson--selling land for taxes.

Bills passed 3rd reading:

SB 314, Wake--wild turkeys; HB 18, Machinery Act amendment; HB 662, Mecklenburg-- Charlotte charter amendments; HB 676, Wholesale wine tax; HB 677, Unfortified wines tax; HB 692, Mecklenburg--validating Charlotte special assessment acts; HB 718, Wake--assistant clerks Superior Court; HB 743, Macon--Franklin corporate limits.

HOUSE CALENDAR ACTION

Bills received from the Senate, (All bills sent to Calendar Committee unless otherwise indicated):

SB 274, UNC escheat claims; SB 348, subsistence allowance; SB 349, official seals; SB 350, Haywood--Beaver Dam School committeemen; SB 314, Wake--wild turkeys; SB 353, Utilities Commission majority; SR 355, Resolution--public safety education committee; SB 356, Armed forces teachers' and State employees' full credit prior service; HB 490, motor vehicle registration fees; for concurrence in Senate amendment; HB 501, Craven--New Bern extension; for concurrence in Senate amendment; HB 585, marriage license in duplicate, returned by request; HB 352, Marriage license to insane, for concurrence in Senate amendment; HB 587, Moore--Southern Pines and Pinehurst liquor stores; HB 750, Guilford and Davidson--Superior Court terms, for concurrence in Senate amendment.

Bills reported favorably:

SB 205, Validating corporate acknowledgments; SB 240, Administrative agencies' regulations, as amended; SB 274, UNC escheats; SB 260, Use of convicts on state test farms and experimental stations; SB 292, Iredell--Statesville corporate limits extension; SB 308, Commitment to hospitals for insane; SB 336, Pembroke State College for Indians additional funds; SB 337, terms Elementary Textbook Commission and Committee on High School Textbooks; SR 339, Resolution--appreciation NC Textile Foundation, Inc.; SB 342, Harnett--salary increases, certain officers; SB 344, Surry--schedule discounts and penalties; SB 345, Moore--trial uncontested divorce cases; SB 346, Pasquotank--coroner's salary; SB 347, Gaston--Southpoint Township fox hunting; SB 348, Subsistence allowance; SB 349, official seals; SB 350, Haywood--Beaverdam School Committeemen; HB 549 Yadkin--pool tables; HB 585, Marriage license in duplicate, as to Committee Substitute; HB 604, Library equalizing fund; HB 757, School bus injuries, as amended; HB 758, transportation school children, as amended; HB 832, Surry--register of deeds' salary; HR 834, Resolution--secondary road system, as amended; HB 835, Wilson--Elm City prior conveyances; HB 836, Perquimans--Recorder's Court recorder's salary; HB 838, Anson--certain Recorder's Court fees.

Bills reported unfavorably:

SB 121, Reorganization of library commission; HB 651, Clarifying jurisdiction Utilities Commission; HB 652, Rates and rules, Utilities Commission; HB 653, regulation city bus systems; HB 733, Rowan--wine and beer sales; HB 801, Anson--wine and beer sales.

Bills re-referred to Committee:

HB 548, Pensions for ineligible teachers, as amended to include totally disabled former teachers who meet other qualifications except as to age, to reduce the monthly pension from $30 to $25 and restrict the maximum number of grants from 150 to 100, and to restrict benefits to former "class-room" teachers, to special Committee on Retirement; HB 585, Marriage license in duplicate, to Calendar Committee.

Bills passed 2nd reading:

SB 161, Issuance period sanitary bonds; SB 254, Creation hospital authorities, as amended so as not to apply to the authority of any municipality to operate and equip a hospital under the provisions of its charter or general laws, and further amended to authorize New Bern and Craven County to come under the Act; SB 284, Coterminous boundaries city administrative units, as amended to apply only to Iredell County; SB 292, Iredell--Statesville extension, as amended to make extension effective as of Jan. 1, 1946 instead of Jan. 1, 1945 if election carries; SB 297, New Hanover--Wilmington retirement system; SB 331, Jackson--special hospital tax.

Bills passed 2nd and 3rd reading:

SB 298, New Hanover--appointment Carolina Beach mayor and aldermen; SB 310, New Hanover--Wilmington and New Hanover back tax collection; SB 338, Columbus--register of deeds certification fees; HB 776, New Hanover--Wilmington civil service amendments; HB 796, Tyrrell and Hyde--hog cholera vaccine; HB 815, Jackson--election members Boards Education, Jackson excepted; HB 824, Currituck--assistant Recorder's Court judge; HB 825, Iredell--Mooresville extraterritorial police power; HB 828, Granville--public officers and assistants salaries; HB 830, Guilford--burial of indigents.

Bills passed three readings:

HB 846, Repealing an obsolete provision for the appointment of a Commission.

Bills passed 3rd reading:

SB 154, Emergency War Powers granted the Governor; HB 438, Anson--rural police; HB 665, Tax discounts; HB 789, Currituck--commissioners' minutes publication; HB 798, Rutherford--leasing Lake Lure; HB 799, Rutherford--Bonds Town Lake Lure; HB 826, Brunswick and Onslow--Revenue Bonds.

Recalled from the Senate:

HB 584, Yadkin--salaries of officers, clerical assistants Superior Court clerk and register of deeds.

Concurrence in Senate amendments:

HB 352, Marriage license to insane; HB 490, Motor vehicle registration fee; HB 587, Moore--Southern Pines and Pinehurst liquor stores; HB 750, Guilford and Davidson--Superior Court terms.

Bills reconsidered:

HB 585, Marriage license in duplicate, as to vote by which it passed 3rd reading; HB 709, relief Hattie Beck, as to vote by which it failed to pass 2nd reading.

Bills recalled from Enrolling Office:

HB 44, Lottery law punishment. Motion to reconsider the vote by which it passed the third reading was tabled.

BILLS RATIFIED

SB 11, The Biennial Budget Appropriation Bill, Committee Substitute; SB 12, Supplemental Appropriation Bill, Committee Substitute; SB 15, certificates of title to devisees of real estate; SB 26, Municipal Captital Reserve Act 1943; SB 29, Organizing State Board Education; SB 75, Salary chief boiler inspector; SB 123, Domestic relations courts; SB 126, Proving instruments before Commissioners of Oaths; SB 144, Registration of deeds and other instruments; SB 155, Trustees, etc., investment in insurance; SB 170, Cotton storage insurance; SB 177, Cape Hatteras Seashore Commission; SB 180, Columbus--boundaries Williams and South Williams Townships; SB 187, H arnett--fire fighting apparatus; SB 188, Service of process in civil actions; SB 198, Great Smoky Mountains National Park land; SB 203, Custody of official oaths; SB 215, Soil conservation district supervisors' compensation; SB 218, Alexander--papers of clerk Superior Court; SB 220, Standard packages, grades, brands; SB 234, Alexander--compensation county commissioners and board of education; SB 236, Duplin--salaries of certain deputy sheriffs; SB 242, Columbus--adjustment of delinquent taxes; SB 243, Columbus--salaries of officials and employees; SB 245, Columbus--sale of land for taxes; SB 251, Cabarrus--compensation cotton weigher; SB 268, Johnston--agricultural tenancy; SR 270, Resolution--Statutory Revision Commission; SB 277, Robeson--jury fees Recorder's Courts; SB 282, Haywood--nullifying uncollected taxes 1927-1936 Canton; SB 287, Warren--salaries certain officials; SB 289, Rutherford--Forest City exemption from retirement system vote; SB 293, Robeson--salaries prosecuting attorneys and recorders; SB 299, Surry--Mount Airy primary; SB 301, Lieutenant Governor's compensation; SB 328, Edgecombe--recorder and prosecutor salary increases; HB 62, Salaries of Commissioners of Agriculture and Labor; HB 239, Farm vehicle registration; HB 254, Labor liens; HB 272, Benefits workmen's compensation; HB 295, Soldier absentee voting; HB 312, Mecklenburg--cattle sale by weight; HB 324, Correcting errors old age assistance; HB 371, Currituck--drunkenness; HB 417, Craven--New Bern manager; HB 453, Franklin--validating Franklinton and Louisburg Township bonds; HB 480, Northampton--jailer's salary; HB 498, Gaston--treasurer's term; HB 524, Board of Education Omnibus bill; HB 537, Brunswick--recorder's term and salary; HB 542, Conveyance of Jackson Training School; HB 557, New Hanover--S. S. C. clerk hire; HB 564, Iredell--salaries of deputy clerk and deputy register of deeds; HB 623, Mecklenburg--transfers between Firemen's and Local Governmental Employees Retirement systems; HB 659, Currituck--conveyance Shawboro school property; HB 667, Chatham--coroner's fees; HB 671, Pasquotank--Elizabeth City municipal salaries; HB 679, Wake--officers salaries; HB 703, Transylvania--unexpended balances; HB 712, Surry--county accountant and bookkeeper; HB 716, Wake--clerks annual reports; HB 717, Wake--Raleigh special humane officer; HB 720, Catawba--retirement referendum provisions; HB 730, Rowan--East Spencer mayor and aldermen tenure; HB 734, Craven--National Forest Commission funds; HB 741, Cherokee--Andrews City Administrative School Unit trustees; HB 809, Northampton--amending HB 446 session law reference.

Next sessions: Senate--11:00 A. M., March 6, 1943
House--10:00 A. M., March 6, 1943.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P.O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 52
March 6, 1943

Sessions: Senate--11:00 A. M.; House--10:00 A. M. and 2:00 P. M.

BILLS INTRODUCED: SENATE

SB 357. (Local - Haywood) - Bailey by request
"To extend the term of office of the police judge and city solicitor in the Town of Canton, Haywood County, North Carolina for a period of two years." (As title indicates.) Sent to Calendar Committee.

BILLS INTRODUCED: HOUSE

HB 847. (Public) - Richardson and others
"To authorize the Commissioner of Revenue with the approval of the Governor and Council of State to enter into an act pursuant to agreements with the United States or with any other state or political subdivision thereof for the purpose of coordinating the administration of taxes imposed by this State, the United States, or any other state or political subdivision thereof." (Would authorize Governor to enter into an agreement with the federal government, with other states or political subdivisions to coordinate the collection of taxes. Commissioner of Revenue authorized to make and carry out commitments, with approval of the Governor and Secretary of State.) Passed three readings and sent to Senate.

HR 848. (Resolution) - McDougle
"A joint resolution authorizing a special commission to be appointed by the Governor for the purpose of continued study of a building program for the State, and allocating space to the state constitutional offices of Auditor, Treasurer and Secretary of State, and for other purposes." (Governor to appoint a new special commission to make a report at next session of General Assembly, having the same number, same method of appointment, same powers and duties, and same expense allowances as the former commission. Passed three readings and sent to the Senate.

SENATE CALENDAR ACTION

Bills received from the House: (All bills sent to Calendar Committee.)

HB 96, Old Age and Dependent Children funds; HB 789, Currituck--Commissioners' minutes publication; HB 798, Rutherford--leasing Lake Lure; HB 799, Rutherford--bonds Town of Lake Lure; HB 826, Brunswick and Onslow--revenue bonds; HB 846, Law Improvement Commission.

Bills reported favorably:

SB 125, Grandfather Mountain park lands, as to Committee Substitute; SB 262, Withdrawals from State Employee Credit Union; HB 308, Hog cholera; HB 505, Fertilizer law amendments; HB 621, Reimbursement J. H. Williams and others, as amended; HB 631, Forest fire control; HB 632, Setting woodland fires; HB 637, Reimbursement C. C. Hill, as amended; HB 643, Clay--Hayesville wine and beer sales; HB 647, Releasing powers of appointment; HB 665, Penalties and discounts on taxes; HB 666, Reimbursement T. J. Gilliand, as amended; HB 693, Reimbursement Tom Jackson; HB 707, Reimbursement parents Patsy Long Newman, as amended; HB 732, Wake--cruelty to animals; HB 776, New Hanover--Wilmington Civil Service amendments; HB 796, Tyrrell and Hyde--hog cholera vaccine; HB 797, Rutherford--abolishing treasurer; HB 824, Currituck--assistant Recorder's Court judge; HB 825, Iredell--Mooresville police jurisdiction; HB 828, Granville--officials' salaries; HB 830, Guilford--burial of indigents.

Bills reported unfavorably:

HR 512, Resolution--commission to study State courts; HB 534, Admission to Caswell Training School; HB 562, Reimbursement Rommie R. Glover.

Bills taken from unfavorable calendar:

HB 570, Avery--C.S.C. fees, re-referred to Calendar Committee; HB 697, Mitchell--register of deeds' and tax collector's terms, placed on favorable calendar; HB 805, Mitchell--cancellation tax interest and penalties, placed on favorable calendar.

Bills passed 2nd reading:

HB 581, Conveyances of decedents real property; HB 793, Henderson--refunding Hendersonville school bonds; HB 824, Currituck--assistant Recorder's Court judge.

Bills passed 2nd and 3rd readings:

SB 262, Withdrawals from State Employee Credit Union; HB 308, Hog cholera; HB 412, Private commercial cemeteries; HB 452, Local government contributions to war agencies, as amended to prohibit any contributions to rationing boards or panels thereof and to exempt Buncombe County; HB 499, Evidence in motor vehicle accident cases; HB 505, Fertilizer Law amendments; HB 621, Compensation J. H. Williams and others, as amended to require lack of contributory negligence; HB 631, Forest fire control; HB 632, Setting woodland fires; HB 637, Reimbursement C. C. Hill, as amended to require lack of contributor negligence; HB 643, Clay--Hayesville wine and beer sales; HB 647, Releasing powers of appointment; HB 660, Bonds Superior Court clerks, as amended to apply only to counties of 50,000 or more population; HB 665, Penalties and discounts on taxes; HB 666, Reimbursement T. J. Gilliand; HB 672, Deductions of contributions; HB 680, Regulation child labor; HB 686, New River Marine Base land claims; HB 687, Applicability W.C.A. to State Guard; HB 690, Registration birth and death certificates; HB 693, Reimbursement Tom Jackson; HB 700, Transportation company policemen; HB 707, Compensation parents Patsy Long Newman, as amended to require lack of contributory negligence; HB 732, Wake--cruelty to animals, as amended; HB 776, New Hanover--Wilmington Civil Service amendments; HB 796, Tyrrell and Hyde--hog cholera vaccine; HB 797, Rutherford--abolishing treasurer; HB 825, Iredell--Mooresville police jurisdiction; HB 828, Granville--officials' salaries;

HB 830, Guilford--burial of indigents.

Bills passed 3rd reading:

HB 442, Sampson--special tax authorization; HB 572, Transylvania--special taxes; HB 674, New Hanover--Retirement System; HB 787, Guilford--plant and fixed charges tax ; HB 740, Henderson--special hospital tax.

HOUSE CALENDAR ACTION

Bills reported favorably:

SB 314, Wake--wild turkeys; SB 353, Utilities commission majority, as amended; SB 356, Armed forces teachers' and State employees' full credit prior service; HB 844, Pensions aged ineligible teachers; HB 845, Perquimans--5% allowance to sheriff or tax collector.

Bills reported unfavorably:

HB 548, Pensions for teachers ineligible for retirement system membership.

Bills recalled from committee:

HB 777, New Hanover--Wilmington commission form government election, placed on calendar.

Bills passed 2nd and 3rd reading:

SB 84, Emergency reemployment retired teachers, as amended to strike out section 2 **which is** already embodied in the House bill and renumbering other sections; SB 148, Alexander--public library; SB 149, Juvenile Courts; SR 152, Resolution--re Caswell Training School; SB 181, Definition group life insurance; SR 200, Resolution--feebleminded negroes Goldsboro State Hospital; SB 205, Validating corporate acknowledgments; SB 213, Registration of official discharges; SR 223, Resolution--Zebulon Baird Vance Memorial Commission; SB 225, Unified directors correctional institutions, as amended by Committee; SB 239, Amendments to school machinery act, as amended; (1) Committee amendment struck sections re age at which child can enter; (2) Strikes out tenure provision that would not permit a teacher who has taught 9 years and has taught in one place for 5 years, to be discharged, (3) Provides further that there be no reduction in 4-teacher schools if average attendance is due to temporary causes, in discretion of State School Board, (4) State Board of Education directed to study question of consolidation of units, (5) All of section 1 struck and remaining sections renumbered. Would retain present system of electing principals and teachers; SB 240, Administrative rules and regulations, as amended to reduce requirement of filing administrative rules and regulations only as to practice and procedure; SB 256, Election sanitary district boards; SB 258, Selling notes on loans of the State; SB 259, Maximum liability guaranty or indemnity contracts; SB 260, Use of convicts on State test farms; SB 261, Andrew Johnson birthplace; SB 273, Compensation members Board of Directors State School for Blind and Deaf; SB 279, Refunding deferred license tag payments; SB 281, Putting into effect Board of Education amendments; SB 294, Bureau of Mines; SB 303, Harnett--open fox season; SR 307, Resolution--vagrancy law enforcement; SB 308, Commitment to hospitals for insane; SR 313, Resolution--Andrew Jackson, James K. Polk and Andrew Johnson memorial; SB 316, Funds for Veterans Service Office; SB 318, Dissolution sanitary districts; SB 320, Rearranging General Statutes; SB 321, Employer's right of action; SB 332, Hospital and correctional institutions administrative expenses; SB 333, Anti-freeze compounds; SB 336, Pembroke State College for Indians additional funds, as amended to reduce appropriation to $2,150; SB 337, Terms of Textbook Commission; SR 339, Resolution--appreciation NC Textile Foundation, Inc.; SB 344, Surry-tax penalties and discounts; SB 345, Moore--uncontested divorce cases, terms; SB 346, Pasquotank--coroner's salary; SB 347, Gaston--Southpoint Township fox hunting; SB 350, Haywood--Beaverdam Township School Committeemen, etc.; SB 349, Official seals; HB 270, Livestock markets; HB 553, Uniform weights and measures law amendment, as amended; HB 579, Compulsory school attendance, as to Committee Substitute, HB 585, Duplicate marriage licenses, as to Committee Substitute eliminating duplicate licenses and providing for 2 or more witnesses; HB 604, Library equalizing fund; HB 668, Amending HB 279 relative to contingent remainders; HB 710, Burial associations benefits elections; HB 715, Bank examination fees; HR 725, Resolution--periodicals and records commission, as amended to cut number of members from 7 to 3; HB 729, Venereal disease control and treatment; HB 731, Adoption proceedings corrections, as amended; HB 739, Private--relief Deese family, as amended to provide for investigation by State School Commission and payment not to exceed $1,400; HB 757, School bus operation causing death or injury, as amended to adopt a corrective clause; HB 758, Safe transportation school children, as amended to adopt a corrective clause; HB 787, Automobile registration cards; HB 803, Surplus copies Consolidated Statutes; HB 804, Extending time for grants registration; HR 811, Resolution--youths remaining at home; HB 822, Disbursement State school funds; HR 827, Resolution--law enforcement and crime prevention commission; HB 832, Surry--register of deeds salary; HR 834, Resolution--attention secondary roads, as amended; HB 835, Wilson--Elm City prior conveyances; HB 836, Perquimans--Recorder's Court recorder's salary; HB 838, Anson--certain Recorder's Court fees; HB 843, Yadkin--pool tables.

Bills passed 3rd reading:

SB 161, Issuance, period sanitary bonds; SB 254, Creation hospital authorities; SB 284, Coterminous boundaries city administrative units; SB 292, Iredell--Statesville extension; SB 297, New Hanover--Wilmington retirement system; SB 331, Jackson--special hospital tax; HB 619, Motor vehicle registration amendments, as amended to leave maximum weight of 3-axle vehicles the same as at present, and by striking out specific penalties for violations, leaving violation a misdemeanor.

Bills passed three readings:

HB 847, Coordinating tax administration; HR 848, Resolution--Building study committee.

Bills tabled:

SB 274, UNC escheat claims, as amended.

Bills recalled from the Enrolling Office:

HB 627, Washington--ABC profits.

BILLS RATIFIED

SB 107, Alias or pluries summons validation; SB 160, Guilford--High Point land sales; SB 162, Educational advantages World War orphans; SB 176, Local governmental employees' retirement; SB 182, Wilson--general election Wilson municipal officials; SB 211, Incorporation non-profit hospital corporations; SB 214, Regulation of aeronautics; SB 233, Johnston--Benson incorporation; SB 238, Iredell--classification for taxation; SB 244, Columbus--superior court terms; SB 257, Guilford--obligations Greensboro-High Point airport authority; SB 269, Clarifying General Statutes; SB 272, New Hanover--New Hanover and Wilmington post-war planning committee; SB 282, Warren--dog damages; SB 302, Harnett--delinquent tax collection; SB 319, Montgomery--Troy School boundary dispute; SB 327, Mecklenburg--assistant clerks Superior Court; SR 341, Resolution --Sidney Lanier; SR 352, Resolution-- UNC trustees appointment; HB 29, McDowell--Superior Court terms; HB 44, Lottery Law punishment; HB 104, Duplin--dance halls, beer and wine; HB 346, "Employment" under U. C.Law; HB 370, Drainage of streams; HB 393, Franklin--sheriff's expenses; HB 580, Wilson-- C. S. C. report; HB 583, Iredell--terms members of Board of Education; HB 595, Haywood--officials' terms; HB 596, Reimbursement I. T. Sharpe; HB 635, Madison--disposition delinquent taxes; HB 639, Lenoir--sums less than $300 due intestates; HB 648, Yadkin--investments real estate; HB 650, Rowan--Spencer mayor and aldermen tenure; HB 673, New Hanover--Firemen's Pension Fund; HB 676, Wholesale wine tax; HB 677, Unfortified wines tax; HB 682, Currituck--Powell's Point school property; HB 695, Guilford--conveyance Greensboro real property; HB 696, Carteret--extension of airport; HB 705, Brunswick--compensation Board of Charities and Public Welfare; HB 723, Hertford--C. S. C. salary; HB 727, Alamance--Graham cemetery beautification; HB 735, Guilford--school property City Administrative Unit; HB 736, Guilford--Defense and War Board appropriations; HB 743, Macon--Franklin corporate limits; HB 744, Guilford--High Point fire department pension fund; HB 745, Guilford--Greensboro policemen's retirement fund; HB 746, Durham--deeds and payment of county and city taxes; HB 747, Lincoln--preservation maps and plats; HB 748, Lincoln--commissioners' pay; HB 751, Gates--Recorder's Court vacancies; HB 752, Gates--clerical assistance; HB 754, Scuppernong River fishing; HB 755, Cherokee--delinquent tax collector; HB 760, Surry--additional clerical assistance; HB 761, Surry--additional deputy clerk; HB 766, Franklin--commissions delinquent tax sales; HB 767, Wake--Superior Court terms; HB 772, Wayne--Housing Authority validation; HB 773, Hertford--salary register of deeds; HB 775, Granville--Creedmoor commissioners; HB 779, Alamance--Graham elections; HR 814, Resolution--Institute of Government.

Next Sessions: Senate--4:00 P. M., March 8, 1943.
House---3:00 P. M., March 8, 1943

BULLETIN NO. 53
March 8, 1943

Sessions: Senate--4:00 P.M. and 7:45 P.M.
House--3:00 P.M. and 8:00 P.M.

BILLS INTRODUCED: SENATE

SB 358. (Local - Watauga) - Farthing

"To authorize the Board of County Commissioners of Watauga County and the governing bodies of the municipalities therein to refuse to issue wine and beer licenses." (May decline to issue the wine and beer licenses provided for in sections 509 and 509½ of the Revenue Act of 1939, as amended.) Passed three readings and sent to the House.

SR 359. (Resolution) - Johnson of Duplin

"Commending the Postmaster, D. Staton Inscoe, and H. B. Campen and J. C. Gay, clerks in charge of the substation for the services rendered this General Assembly." (As title indicates.) Passed three readings and sent to the House.

SB 360. (Local - Rowan) - Gregory

"To compensate the Board of Commissioners of Rowan County." (Commissioners authorized to set aside annually a sum not to exceed $2400 to be devoted toward payment of compensation of the members of the Board other than the Chairman, and to fix their per diem and mileage rates.) Passed three readings and sent to the House.

BILLS INTRODUCED: HOUSE

HB 849. (Public) - Falls
"To prohibit holding dual trustee-ships in educational institutions." (As title indicates.) Sent to Calendar Committee

HB 850. (Local - Transylvania) - Galloway
"Relating to the sale of the 'Home for the Aged,' commonly known as the 'County Home,' in Transylvania County." (Would authorize commissioners to sell county home and the land connected therewith upon a petition of 10% of the voters and upon a published resolution of the county commissioners.) Sent to Calendar Committee.

HB 851. (Local - Transylvania) - Galloway
"To authorize and enable the board of aldermen of the Town of Brevard to make an adjustment or settlement, upon an equitable basis, in their discretion, of an account which is more than 2 years old." (Refers to a claim of M. W. Galloway which is barred by the statute of limitations.) Sent to Calendar Committee.

HB 852. (Local - Yadkin) - Long
"To authorize the Yadkin County Board of Commissioners to pay an annual salary to the chief deputy sheriff and jailer." (Would authorize payment to W. E. Wishon, chief deputy sheriff and jailer, of $600 per annum.) Sent to Calendar Committee.

HR 853. (Resolution) - Halstead
"Expressing the appreciation of the General Assembly to the Honorable Thad Eure, Secretary of State." (As title indicates.) Passed 3 readings and sent to the Senate.

HB 854. (Local - Haywood) - Palmer
"To provide for the election of a mayor and board of aldermen in the Town of Waynesville in Haywood and fix their terms of office." (Mayor and 3 aldermen to be elected biennially, beginning in May, 1943.) Sent to Calendar Committee.

HR 855. (Resolution) - Lumpkin
"Expressing appreciation of the members of the General Assembly for the splendid services rendered by Mrs. Edna Jones Harrell, and for the courteous and efficient services rendered by the press and by Mr. Carl Georch during the 1943 session of the General Assembly." Passed 3 readings and sent to the Senate.

HB 856. (Public) - Richardson
"To amend section 5004 of the Consolidated Statutes relating to the State Board of Charities and Public Welfare." (Governor to appoint 7 members for staggered terms of 6 years each. At least one member to be a woman. Governor to name the chairman. Members to receive expenses, but no compensation. Prior appointments and acts of the Board are ratified.) Sent to Calendar Committee.

HB 857. (Public) - Worthington
"To amend the School Machinery Act of 1939 restricting the levy of local supplements for the ninth month school term." (No taxes to be levied for the ninth month for school years beginning after June 30, 1943, and levies heretofore made by local units to raise the standard of schools to be reduced by an amount proportionate to the amount of the levy that went toward the ninth month school term.) Sent to Calendar Committee.

SENATE CALENDAR ACTION

Bills received from the House: (All bills sent to Calendar Committee unless otherwise indicated.)

SB 84, Emergency reemployment retired teachers, for concurrence in House amendment; SB 225, Unified directors correctional institutions, for concurrence in House amendment; SB 239, Amendments to School Machinery Act, for concurrence in House amendment; SB 240, Administrative rules and regulations, for concurrence in House amendment; SB 254, Creation hospital authorities, for concurrence in House amendment; SB 292, Iredell--Statesville extension; HB 270, Livestock markets; HB 553, Uniform weights and measures law amendment; HB 579, Compulsory school attendance; HB 584, Yadkin--salaries of officers, clerical assistants Superior Court clerk and register of deeds; HB 585, Duplicate marriage licenses; HB 604, Library equalizing fund; HB 619, Motor vehicle registration amendments; HB 663, Devastation of timber; HB 668, Amending HB 279 relative to contingent remainders; HB 709, Private--relief Hattie Beck; HB 710, Burial associations benefits elections; HB 715, Bank examination fees; HR 725, Resolution--periodicals and records commission; HB 726, Disposal of property at 18; HB 731, Adoption proceedings corrections; HB 739, Relief Deese family; HB 757, School bus operation causing death or injury; HB 758, Safe transportation school children; HB 778, Returning absentee ballots; HB 779, Alamance--Graham elections; HB 787, Automobile registration cards; HB 794, Omnibus JP's bill; HB 803, Surplus copies Consolidated Statutes; HB 804, Extending time grants registration; HR 811, Resolution--rural youths remaining at home; HB 822, Disbursement State school funds; HR 827, Resolution--law enforcement and crime prevention; HB 832, Surry--register of deeds' salary; HR 834, Resolution--attention secondary roads; HB 835, Wilson--Elm City prior conveyances; HB 836, Perquimans--Recorder's Court recorder's salary; HB 838, Anson--certain Recorder's Court fees; HB 843, Yadkin--pool tables; HB 845, Perquimans--5% allowance to sheriff or tax collector; HB 847, Coordinating collection of taxes; HR 848, Resolution--building study commission.

Bills reported favorably:

SB 357, Haywood--terms police judge and city solicitor Canton; HB 270, Livestock markets; HB 553, Uniform weights and measures law amendment, as amended; HB 562, Private--reimbursing Rommie R. Glover; HB 619, Motor vehicle registration amendments; HB 668, Amending HB 279 relative to contingent remainders; HB 710, Burial associations benefits elections; HB 715, Bank examination fees; HB 729, Venereal disease control and treatment; HB 731, Adoption proceedings corrections; HB 787, Automobile registration cards; HB 794, J. P. Omnibus bill, as amended; HB 798, Rutherford--leasing Lake Lure; HB 799, Rutherford--bonds Town Lake Lure; HB 803, Surplus copies Consolidated Statutes; HB 815, Jackson--election members Boards Education, Jackson excepted; HB 822, Disbursement State school funds, as amended; HB 826, Brunswick and Onslow--revenue bonds, as amended; HB 832, Surry--register of deeds' salary; HB 835, Wilson--Elm City prior conveyances; HB 836, Perquimans--Recorder's Court recorder's salary; HB 838, Anson--certain Recorder's Court fees; HB 843, Yadkin--pool tables; HB 846, Laws Improvement Commission obsolete provisions; HB 847, Coordinating collection of taxes; HR 848, Resolution--building study commission.

Bills reported unfavorably:

HB 96, Old age and dependent children funds; HB 570, Avery--C.S.C. fees; HB 585, Duplicate marriage licenses; HB 604, Library equalizing fund; HB 697, Mitchell--register of deeds' and tax collector's terms; HR 725, Resolution--periodicals and records commission; HB 789, Currituck--commissioners' minutes publication; HB 804, Extending time grants registration; HR 811, Resolution--rural youths remaining home; HR 827, Resolution--law enforcement and crime prevention commission; HR 834, Resolution--attention secondary roads.

Bills re-referred to Committee:

HB 562, Reimbursement Rommie R. Glover, from unfavorable calendar to Calendar Committee; HB 581, Conveyance of decedent's real property, vote by which passed third reading reconsidered and re-referred to Calendar Committee.

Bills tabled:

HB 824, Currituck--assistant Recorder's Court judge; HR 848, Resolution--building study commission.

Bills passed 2nd reading:

HB 798, Rutherford--leasing Lake Lure; HB 799, Rutherford--bonds Town Lake Lure; HB 826, Brunswick and Onslow--revenue bonds, as amended.

Bills passed 2nd and 3rd readings:

SB 125, Grandfather Mountain park lands, as to Committee Substitute; SB 357, Haywood--terms police judge and city solicitor Canton; HB 270, Livestock markets; HB 562, Private--reimbursing Rommie R. Glover; HB 619, Motor vehicle registration cards; HB 633, 4% guardian interest, as amended to authorize guardians to make certain lawful investments; HB 668, Amending HB 279 relative to contingent remainders; HB 710, Burial associations benefits elections; HB 715, Bank examination fees; HB 729, Venereal disease control and treatment; HB 731, Adoption proceedings corrections; HB 787, Automobile registration cards; HB 794, Omnibus JP's bill, as amended; HB 803, Surplus copies Consolidated Statutes; HB 815, Jackson--election members Boards Education, Jackson excepted; HB 822, Disbursement State school funds, as amended; HB 832, Surry-register of deeds' salary;HB 835, Wilson--Elm City prior conveyances; HB 836, Perquimans--Recorder's Court recorder's salary; HB 838, Anson--certain Recorder's Court fees; HB 843, Yadkin--pool tables; HB 846, Laws Improvement Commission obsolete provisions; HB 847, Coordinating collection of taxes.

Bills passed three readings:

SB 358, Watauga--wine and beer license refusal; SR 359, Resolution--commending postmaster and sub-station clerks; SB 360, Rowan--commissioners compensation.

Bills passed 3rd reading:

HB 581, Conveyances of decedent's real property; HB 793, Henderson--refunding Hendersonville school bonds.

Bills returned to House for further consideration:

SB 240, Administrative rules and regulations.

Bills returned to House for concurrence:

HB 633, 4% guardian interest; HB 794, J. P. Omnibus Bill; HB 822, Disbursement state school funds.

Concurrence in House amendments:

SB 84, Emergency reemployment retired teachers; SB 239, Amendments to School Machinery Act; SB 254, Creation hospital authorities, material amendment, passed 1st reading; SB 292, Iredell--Statesville extension.

HOUSE CALENDAR ACTION

Bills received from the Senate: (All bills sent to Calendar Committee unless otherwise indicated)

SB 125, Grandfather Mountain park lands; SB 240, Administrative rules and regulations, returned by request, reconsidered as to third vote and placed on calendar; SB 262, Withdrawal deposit State Employees' Credit Union; SB 357, Haywood--terms police judge and city solicitor Canton; SB 358, Watauga--wine and beer licenses refusals; SR 359, Resolution--commending postmaster and substation clerks; SB 360, Rowan--commissioners' compensation; HB 452, Local government contributions to war agencies, for concurrence; HB 621, Compensation Mrs. Annie Kelbaugh and others, for concurrence; HB 633, 4% guardians interest, for concurrence; HB 660, Bonds Superior Court clerks, for concurrence; HB 666, Reimbursement T. J. Gilliand, for concurrence; HB 694, Alleghany--clerical assistance sheriff, tax collector, treasurer, for concurrence; HB 707, Patsy Long Newman relief, for concurrence; HB 732, Wake--cruelty to animals, for concurrence; HB 637, Reimbursement C. C. Hill, for concurrence.

Bills reported favorably:

SR 359, Resolution--commending employees post office substation; HB 840, Bertie--divorce cases jurisdiction; HB 850, Transylvania--sale county home; HB 852, Yadkin--chief deputy sheriff and jailer salary; HB 854, Haywood--Waynesville mayor and aldermen; HB 856, Members State Board Charities and Public Welfare.

Bills reported unfavorably:

HB 805, Mitchell--cancellation tax interest and penalties; HB 851, Transylvania--Galloway claim against Brevard.

Bills recalled from Committee:

HB 842, Compensating James Ormesby, taken from Appropriations Committee and placed on calendar.

Bills indefinitely postponed:

SB 271, New Hanover--Wilmington boundary extension; SB 334, Harnett--compensation Board Commissioners; SB 342, Harnett--10% increase salaries certain officers; HB 777, New Hanover--Wilmington commission form government election.

Bills passed 2nd reading:

SB 41, Absentee voting law amendments.

Bills passed 2nd and 3rd readings:

SB 314, Wake--wild turkeys; SR 359, Resolution--commending postmaster and substation clerks; HB 663, Devastation of timber, as amended to strike out word "favorable" as to leaving land in condition for regrowth; HB 709, Relief Hattie Beck, as amended to insert a new section 1 making an appropriation of $1,000 to be paid after investigation; HB 726, Age of testator, as amended; HB 778, Returning absentee ballots; HB 840, Bertie--divorce cases jurisdiction; HB 842, Compensating James Ormesby; HB 845, Perquimans--5% allowance to sheriff or tax collector; HB 850, Transylvania--sale of county home; HB 852, Yadkin--Chief deputy sheriff's salary; HB 854, Haywood--Waynesville mayor and aldermen; HB 856, Members State Board of Charities and Public Welfare.

Bills passed three readings:

HR 853, Resolution--appreciation Thad Eure; HR 855, Resolution--Mrs. Edna Jones Harrell, the press, and Mr. Carl Goerch.

Bills passed 3rd reading:

HB 584, Yadkin--salaries of officers, clerical assistants Superior Court clerk and register of deeds, as amended to provide not more than $400 for the sheriff's additional help.

Bills recalled from the Senate:

SB 240, Administrative rules and regulations.

Bills reconsidered:

SB 240, Administrative rules and regulations, returned from Senate by request, reconsidered as to third vote, and placed on calendar.

Concurrence in Senate amendments:

HB 452, Local government contributions to war agencies; HB 621, Compensating Mrs. Annie Kelbaugh and others; HB 633, 4% guardians interest; HB 637, Reimbursement C. C. Hill; HB 660, Bonds Superior Court clerks; HB 666, Reimbursement T. J. Gilliand; HB 694, Alleghany--clerical assistance sheriff, tax collector, treasurer; HB 707, Patsy Long Newman relief; HB 732, Wake--cruelty to animals;

BILLS RATIFIED

SB 28, Extending time renewing vehicle registration one month; SB 132, County capital reserve funds; SB 149, City juvenile courts and probation officers; SB 151, State bird; SR 152, Resolution--Caswell Training School joint resolution amendment; SB 161, Issuance period sanitary bonds; SB 181, Definition group life insurance; SR 200, Resolution--feeble-minded Negroes Goldsboro State Hospital; SB 205, Validating corporate acknowledgments; SB 213, Registration of official discharges; SB 222, North Carolina Blind Commission powers; SR 223, Resolution--Zebulon Baird Vance Memorial Commission; SB 255, Guilford--airport authority; SB 256, Election sanitary district boards; SB 258, Notes of State Literary Fund; SB 259, Maximum liability guaranty contracts; SB 260, Use of convicts on State farms; SB 264, Relief of widow and minor child of William E. Towe, SB 265, Caldwell--judge and prosecuting attorney's salary; SB 273, Compensation director State Blind School; SB 279, Refunding deferred motor vehicle license fees; SB 284, Coterminous boundaries city administrative units; SB 290, Rutherford--unclaimed juror and witness fees; SB 294, Bureau of Mines; SB 295, Caldwell--grand jury terms; SB 298, New Hanover--Carolina Beach officials; SB 303, Harnett--open fox season; SB 306, Gaston--Gastonia Township airport bonds; SB 308, Commitment to hospitals for insane; SB 310, New Hanover--Wilmington and New Hanover back taxes; SR 313, Resolution--Jackson, Polk and Johnson Memorial; SB 316, Funds for veterans service office; SB 318, Dissolution sanitary districts; SB 320, Rearranging General Statutes; SB 321, Employers' right of action; SB 331, Jackson--hospital tax; SB 332, Administrative expenses hospital and correctional institutions; SB 333, Anti-freeze compounds; SB 336, Additional funds Pembroke College; SB 337, Terms Textbook Commission; SB 338, Columbus--register of deeds' certification fee; SR 339, Resolution--appreciation NC Textile Foundation; SB 345, Moore--uncontested divorce cases; SB 346, Pasquotank--coroner's salary; SB 347, Gaston--Southpoint Township fox hunting; SB 349, Official Seals; SB 350, Haywood--terms Beaverdam school committeemen; HB 18, Machinery Act amendments; HB 106, Thelma Farthing; HB 116, Housing authorities law amendment; HB 153, Dower in sale to make assets; HB 278, Director of Probation; HB 292, Municipal taxi control; HB 308, Hog cholera; HB 352, Marriage license to insane; HB 361, Tobacco warehouse lien liability; HB 368, Lloyd Church; HB 412, Private commercial cemeteries; HB 438, Anson--rural police; HB 442, Sampson--special tax authorization; HB 478, Grant to Alethia Midgett; HB 490, Motor vehicle registration; HB 491, Chauffeur's badge; HB 499, Evidence in motor vehicle accident cases; HB 501, Craven--extending New Bern limits; HB 505, Fertilizer law amendments; HB 551, Johnston--standard mortgage form; HB 556, Union-- Superior Court terms; HB 559, New Hanover--elections Wrightsville Beach governing body; HB 572, Transylvania--special taxes; HB 574, Pitt--police officers' relief fund; HB 587, Moore--Southern Pines and Pinehurst liquor stores; HB 605, Wake--exemption military properties; HB 631, Forest fire control; HB 632, Setting woodland fires; HB 638, Private examination married women; HB 643, Clay--Hayesville wine and beer sales; HB 645, Roy Morrison; HB 647, Releasing powers of appointment; HB 662, Mecklenburg--Charlotte charter amendment; HB 665, Discounts on taxes; HB 672, Deduction of contributions from income tax; HB 674, New Hanover--retirement system; HB 680, Regulation child labor; HB 686, New River Marine Base land claims; HB 687, Application compensation act to State Guard; HB 690, Registration birth certificates; HB 692, Mecklenburg--Charlotte special assessments; HB 693, Tom Jackson; HB 700, Transportation company policemen; HB 713, Surry--district tax collectors; HB 718, Wake--assistant C. S. C.; HB 728, Currituck--state waters survey; HB 737, Guilford--plant and fixed charges tax; HB 740, Henderson--hospital tax; H B 750, Guilford and Davidson--Superior Court terms; HB 762, Robeson--selling land for taxes; HB 774, Surry--Elkin Recorder's Court; HB 776, New Hanover-- Wilmington civil service; HB 780, Northampton--Garysburg tax sales; HB 783, Nash--Superior Court terms; HB 785, Carteret--delinquent taxes for debt service; HB 786, Johnston--court stenographer; HB 788, Cabarrus--Mount Pleasant board; H B 792, Wilson--adjustment Wilson past due assessments; HB 795, Burke--"City " Morganton; HB 796, Tyrrell and Hyde--hog cholera; HB 797, Rutherford--abolishing treasurer; HB 802, Lenoir--officer's witness fees; HB 808, Brunswick--compensation board of commissioners; HB 816, Carteret--C. S. C. fees; HB 817, Carteret--surveyor's salary; HB 818, Franklin-- Superior Court terms; HB 819, Davidson--Lexington City Administrative Unit; HB 821, Haywood--hospital trustees; HB 825, Iredell--Mooresville police power; HB 828, Granville--public officers and assistants salaries; HB 830, Guilford--burial of indigents; HB 839, Camden--tax penalties.

Next sessions: Senate--11:00 A.M., March 9, 1943.
House--11:00 A.M., March 9, 1943.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P.O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 54
March 9, 1943

Sessions: Senate--11:00 A. M. and 4:00 P. M.; House--11:00 A. M. and 3:00 P. M.

BILLS INTRODUCED: SENATE

SB 361. (Public) - Carlyle and others
"To exclude from juvenile courts and domestic relations courts jurisdiction over violations of the motor vehicle laws by persons over fifteen years of age." (Places jurisdiction in Superior Courts or inferior courts; to take care of the lowered driver's license age.) Passed three readings and sent to the House.

SB 362. (Local - Wake) - Ballentine
"To amend House Bill Number 679 regulating salaries of certain officers of Wake County, the same having been ratified March 5, 1943." (Amends HB 679 so as to make certain salaries fixed therein the minimum to be received.) Passed three readings and sent to the House.

SR 363. (Resolution) - Johnson of Duplin and the other 49 Senators
"Commending the Attorney General Harry McMullan and his entire staff for assistance rendered the membership of the 1943 General Assembly." (As title indicates.) Passed three readings and sent to the House.

SENATE CALENDAR ACTION

Bills received from the House:

SB 31, Overhead utility lines on land pursuant to deeds and agreements for rights of way and easements, for concurrence in House amendment; SB 41, Absentee voting law amendment, for concurrence in House Committee Substitute; SB 240, Administrative rules and regulations, for concurrence in House amendment; SB 280, Beaufort--Washington schools nine months term; for concurrence in House amendment; HB 784, Nash--jurisdiction divorce actions; HB 840, Bertie--divorce cases jurisdiction; HB 842, Private--compensating James Ormesby; HB 844, Pensions aged ineligible teachers; HB 850, Transylvania--sale of county home; HB 851, Transylvania--Galloway claim against Brevard; HB 852, Yadkin--chief deputy sheriff and jailer annual salary; HR 853, Resolution--appreciation to Thad Eure, Secretary of State; HB 854, Haywood--Waynesville mayor and aldermen; HR 855, Resolution--appreciation Mrs. Edna Jones Harrell, the press, and Carl Goerch; HB 856, Membership State Board Charities and Public Welfare.

Bills reported favorably:

HB 581, Conveyances of decedent's real property, as amended; HB 584, Yadkin--salaries of officers, clerical assistants Superior Court clerk and register of deeds, as amended; HR 725, Resolution--periodicals and records commission, as amended; HB 739, Private--relief Deese family, as amended; HB 758, Safe transportation of school children, as amended; HB 778, Returning absentee ballots; HB 840, Bertie--divorce cases jurisdiction; HB 842, Private--compensating James Ormesby; HB 845, Perquimans--5% allowance to sheriff or tax collector; HB 851, Transylvania--Galloway claim against Brevard; HB 852, Yadkin--chief deputy sheriff and jailer annual salary; HR 853, Resolution--appreciation to Thad Eure, Secretary of State; HB 854, Haywood-Waynesville mayor and aldermen; HR 855, Resolution--appreciation Mrs. Edna Jones Harrell, the press, and Carl Goerch; HB 856, Membership State Board of Charities and Public Welfare.

Bills reported unfavorably:

HB 579, Compulsory school attendance; HB 663, Devastation of timber; HB 709, Private--relief Hattie Beck; HB 726, Disposal of property at 18; HB 757, School bus operation causing death; HB 833, Gates--trapping; HB 850, Transylvania--sale of county home.

Bills taken from the table:

HB 723, Hertford--C. S. C. salary, re-referred to Calendar Committee; HB 824, Currituck--assistant recorder's court judge, placed on calendar.

Bills taken from unfavorable calendar:

HB 833, Gates--hunting and trapping, re-referred to Calendar Committee.

Bills passed 2nd and 3rd readings:

HB 553, Uniform Weights and Measurements Law amendment, as amended; HB 581, as amended to provide: that a judicial sale of real property of a decedent for partition shall be valid as to creditors and the personal representative of the decedent whenever made; that if such sale is made within two years, the personal representative must be made a party; and that the proceeds from a sale within two years of a decedent's interest must be held for the two-year period by the court or personal representative; HB 584, Yadkin--officials' salaries and clerical assistance; HR 725, Resolution--periodicals and records commission, as amended; HB 739, Reimbursement Deese family, as amended to require lack of contributory negligence; HB 758, Safe transportation school children, as amended to require that cars approaching school busses discharging or receiving passengers must come to a full stop and remain until the signal is raised, the passengers are received or discharged, or until the bus moves on; HB 778, Returning absentee ballots; HB 784, Nash--jurisdiction divorce actions; HB 824, Currituck--assistant recorder's court judge; HB 840, Bertie--jurisdiction divorce actions; HB 842, Compensating James Ormesby, as amended to require lack of contributory negligence; HB 845, Perquimans--5% allowance to sheriff or tax collector; HB 851, Transylvania--Galloway claim against Brevard; HB 852, Yadkin--deputy sheriff's salary; HR 853, Resolution--appreciation to Thad Eure; HB 854, Haywood--Waynesville mayor and aldermen; HR 855, Resolution--Mrs. Harrell, the press and Carl Goerch; HB 856, Membership State Board Charities and Public Welfare.

Bills passed 3rd reading:

HB 798, Rutherford--leasing Lake Lure; HB 799, Rutherford--bonds Town Lake Lure; HB 826, Brunswick and Onslow--revenue bonds.

Concurrence in House amendments:

SB 31, Utility lines rights of way, House Committee Substitute adopted, passed 2nd and 3rd readings; SB 41, Absentee voting law amendments; SB 225, Unified Directors correctional institutions; SB 240, Administrative rules and regulations; SB 254, Hospital authorities, material amendment, passed 2nd reading; SB 280, Beaufort--Washington schools nine months term.

Bills returned to House for concurrence in Senate amendments:

HB 553, Uniform Weights and Measures Law amendments; HB 581, Conveyances decedent's real property; HR 725, Periodicals and records commission; HB 739, Reimbursement Deese family; HB 758, Safe transportation school children; HB 842, Compensating James Ormesby.

HOUSE CALENDAR ACTION

Bills received from the Senate:

SB 361, Jurisdiction over motor vehicle law violations by juveniles over 15, to Calendar Committee; SB 362, Wake--amending HB 679 re certain salaries, to Calendar Committee; SR 363, Resolution--commending the Attorney General and his staff, passed three readings: HB 553, Uniform Weights and Measures amendment, for concurrence in Senate amendment; HB 581, Conveyances by heirs, for concurrence in Senate amendment; HR 725, Resolution--study of periodicals and records, for concurrence in Senate amendment; HB 739, Relief of Deese family, for concurrence in Senate amendment; HR 758, Resolution--safe transportation of school children, for concurrence in Senate amendment; HB 794, J. P. Omnibus bill, for concurrence in Senate amendments; HB 822, Disbursement of state school funds, for concurrence in Senate amendment; HB 826, Brunswick and Onslow--revenue bonds, for concurrence in Senate amendment; HB 842, James Ormsby, for concurrence in Senate amendment.

Bills reported favorably:

SB 262, State Employees' Credit Union deposits; SB 357, Haywood--term of Canton judge and solicitor; SB 360, Rowan--commissioners' compensation; SB 361, Jurisdiction over motor vehicle law violations by juveniles over 15; SB 362, Wake--amending HB 679 re certain salaries; HB 487, Drivers license amendments, as amended; HB 675, New Hanover--Wilmington Civil Service, as amended; HB 784, Nash--jurisdiction in divorce actions; HR 791, Resolution--student college benefits; HB 837, Compensating Troy Shepherd, as amended; HB 857, Restricting levy for local supplements.

Bills reported unfavorably:

HB 849, Dual trusteeships.

Bills taken from unfavorable calendar:

HB 851, Transylvania--claim of Galloway vs Brevard.

Bills taken from committees:

SB 280, Beaufort--Washington school unit, taken from Education and placed on Calendar; HB 487, Drivers license law amendments, taken from Roads and referred to Calendar Committee.

Concurrence in Senate amendments:

HB 553, Uniform Weights and Measures amendment; HB 581, Conveyances by heirs; HR 725, Resolution--study of periodicals and records; HB 739, Relief of Deese family; HR 758, Resolution--safe transportation of school children; HB 794, J.P. Omnibus bill; HB 822, Disbursement of state school funds; HB 826, Brunswick and Onslow--revenue bonds; HB 842, James Ormsby.

Bills reconsidered:

SB 240, Rules and regulations of administrative agencies, as to vote by which House amendment was adopted. Original House amendment tabled and substitute amendment adopted to require the filing of all rules and regulations of practice and procedure but not to require the filing of tariffs, etc.

Bills tabled:

SB 115, Removal of indigents; HB 857, Restricting local supplement for schools.

Bills passed 2nd reading:

SB 356, Credit for prior service T. and S.E.R. System.

Bills passed 2nd and 3rd readings:

SB 31, Easements for overhead utilities lines, as amended to provide easements not to be effective against purchasers except from registration; SB 41, Absentee voting, as amended to make provisions of bill an additional method for applying for ballots; SB 192, N. C. Art Society appropriation; SB 217, Uniform residence requirements for assistance applicants; SB 248, N. C. Symphony Society; SB 280, Beaufort--Washington administrative unit, as amended to repeal authority to levy supplement for extended term and restrict levy of supplement to 5¢ on $100 valuation; SB 305, Vocational textile school at Belmont;SB 340, War bonus for legislative clerks, pages, etc.; SB 348, Subsistence allowance; SB 353, Hearings by majority of Utilities Commission, as amended to provide that appeals shall be heard before full commission; SB 357, Haywood--Canton judge and solicitor terms; SB 360, Rowan--commissioners' pay; SB 361, Jurisdiction over motor vehicle law violations by juveniles over 15; SB 362, Wake--amending HB 679 re certain salaries; HB 487, Drivers license law amendments, as amended; HB 675, New Hanover--Wilmington Civil Service, as amended; HB 784, Nash--Recorder's Court divorce jurisdiction; HR 791, Resolution--student college benefit; HB 837, Relief of Troy Shepherd, as amended; HB 851, Transylvania--claim of Galloway vs Brevard.

Bills passed three readings:

SR 363, Resolution--commending the Attorney General and his staff.

Bills passed 3rd reading:

SB 240, Rules and regulations of administrative agencies, as amended to require the filing of all rules and regulations of practice and procedure but not to require the filing of tariffs, etc.; HB 844, Pensions for teachers ineligible for retirement, as amended to require applicant to be 65 on effective date of the Act.

BILLS RATIFIED

SB 84, Emergency reemployment retired teachers; SB 154, Governor's Emergency War Powers; SB 239, Amendments to School Machinery Act; SB 261, Andrew Johnson birthplace; SB 281, Putting into effect board of education amendments; SB 292, Iredell--Statesville extension; SB 297, New Hanover--Wilmington retirement system; SR 307, Resolution--vagrancy law enforcement; SB 314, Wake--wild turnkeys; SB 329, Remission illegally collected taxes; SB 344, Surry--tax discounts and penalties; SR 359, Resolution--commending postmaster and clerks; HB 270, Livestock markets; HB 344, Franklin--deputy sheriff's salary; HB 452, Local government contributions to war agencies; HB 562, Rommie R. Glover; HB 619, Motor vehicle registration amendments; HB 621, Mrs. Annie Kelbaugh and others; HB 633, 4% guardian interest; HB 637, C. C. Hill; HB 660, Bonds Superior Court clerks; HB 666, T. J. Gilliand; HB 668, Reinvestment proceeds sale contingent remainders; HB 694, Alleghany--clerical assistance sheriff, tax collector, treasurer; HB 707, Patsy Long Newman; HB 710, Burial associations benefit elections; HB 715, Bank examination fees; HB 729, Venereal disease control and treatment; HB 731, Adoption proceedings corrections; HB 778, Returning absentee ballots; HB 787, Automobile registration cards; HB 793, Henderson--refunding Hendersonville Graded School District bonds; HB 798, Rutherford--leasing Lake Lure; HB 799, Rutherford--Bonds Town Lake Lure; HB 803, Surplus copies Consolidated Statutes; HB 812, Bertie--repealing HB 415 relative to J. V. Cooper; HB 815, Jackson--election members Boards Education; HB 832, Surry-register of deeds' salary; HB 835, Wilson--Elm City prior conveyances; HB 836, Perquimans--recorder's salary; HB 838, Anson--certain fees Recorder's Court; HB 843, Yadkin--pool tables; HB 845, Perquimans--5% allowance to sheriff or tax collector; HB 846, Repealing obsolete provision for Law Improvement Commission; HB 847, Coordinating collection of taxes; HB 851, Transylvania--Galloway claim against Brevard; HB 854, Haywood--Waynesville mayor and aldermen.

Next sessions: Senate--10:00 A.M.; House--10:30 A.M., March 10, 1943.

ng 9 –
inal Bulletin
Summary

1943

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE

RALEIGH, NORTH CAROLINA

P.O. BOX 1657
TELEPHONE 33361

FAIRCLOTH HALL
227 E. EDENTON ST.

DAILY LEGISLATIVE BULLETIN

BULLETIN NO. 55
March 10, 1943

Sessions: Senate--10:00 A. M.; House--10:30 A. M.

BILLS INTRODUCED: SENATE

SB 364. (Public) - Cherry
"To change the gross weight on two-axle trucks, provided in HB 619, ratified March 9, 1943, from 30,000 pounds to 26,000 pounds." (As title indicates.) Passed three readings and sent to the House.

SR 365. (Resolution) - Taylor and the other 49 Senators
"Expressing the appreciation of the Senate to its presiding officer Lieutenant Governor Reginald Lee Harris." (As title indicates.) Passed three readings.

BILLS INTRODUCED: HOUSE

HB 858. (Local - Northampton) - Harris
"To validate the re-indexing of records of real estate conveyances and judgments in Northampton County." (Would validate and make official the "family" index system that has been prepared, covering the period from 1884-1937, and the index being prepared for 1740-1883; also validates judgment index 1930-1941. Old indices to be preserved for reference. No liability for errors in new indices.) Passed three readings and sent to the Senate.

SENATE CALENDAR ACTION

Bills received from the House:
SB 353, Utilities Commission majority; HB 487, Drivers license law amendments, to Calendar Committee; HB 675, New Hanover--fire and police civil service, to Calendar Committee; HR 791, Resolution--student full benefits of state colleges, to Calendar Committee; HB 837, Compensating Troy Shepherd, to Calendar Committee; HB 858, Northampton--re-indexing records, passed 2nd and 3rd readings.

Bills reported favorably:
HB 487, Driver's license law amendments, as amended; HB 844, Pensions aged ineligible teachers.

Bills reported unfavorably:

HB 675, New Hanover--fire and police civil [illegible], HB 791, Resolution--student full benefits of state colleges; HB 837, Compensating Troy Shepherd.

Bills passed 2nd and 3rd readings:

HB 487, Driver's license law amendments, as amended; HB 844, Pensions aged ineligible teachers; HB 858, Northampton--re-indexing records.

Concurrence in House amendments:

SB 254, Creation hospital authorities, material amendment, passed 3rd reading.

Bills returned to House for further consideration:

SB 353, Utilities Commission majority.

HOUSE CALENDAR ACTION

Bills received from Senate:

SB 364, Gross weight of 2-axle trucks, to Calendar Committee; HB 487, Driver's license law amendment, for concurrence in Senate amendment.

Bills reported favorably:

SR 351, Resolution--adjournment; SB 364, Gross weight of 2-axle trucks.

Concurrence in Senate amendments:

HB 487, Driver's license law amendment.

Bills recalled from the Senate:

SB 353, Utilities Commission majority.

Bills reconsidered:

SB 353, Utilities Commission majority, as to vote by which it passed its 3rd reading and as to the vote by which the House amendment was adopted - amendment was withdrawn and bill passed third reading.

Bills passed three readings:

HB 858, Northampton--indexing records.

Bills passed second and third readings:

SB 262, State Employees' Credit Union withdrawals; SR 351, Resolution--adjournment; SB 364, Gross weight 2-axle trucks.

Bills passed 3rd reading:

SB 353, Utilities Commission majority; SB 356, Prior credit armed forces, Teachers and State Employees Retirement System.

North Carolina State Library
Raleigh

BILLS RATIFIED

SB 31, Overhead utility lines pursuant to easements; SB 41, Absentee voting law amendment; SB 192, N. C. Art Society; SB 217, Uniform registration of assistance applicants; SB 225, Unified directors correctional institutions; SB 240, Administrative rules and regulations; SB 248, N. C. Symphony Society; SB 254, Hospital authorities; SB 262, State Employees' Credit Union withdrawals; SB 280, Beaufort--Washington Administrative Unit; SB 305, Belmont Vocational School; SB 340, Pages and legislative employees bonus; SB 348, Subsistence allowance; SR 351, Resolution--adjournment; SB 353, Utilities Commission majority; SB 356, Armed forces credit, Teachers' and S.E.R. System; SB 357, Haywood--Canton judge and solicitor terms; SB 360, Rowan--compensation County Commissioners; SB 361, Jurisdiction juvenile motor vehicle law violations; SB 362, Wake--amending HB 679 re salaries; HR 363, Resolution--commemding Attorney General and his staff; SB 364, Gross weight 2-axle trucks; HB 487, Driver's license law amendment; HB 553, Weights and measures amendment; HB 581, Conveyances of decedent's real estate; HB 584, Yadkin--salaries of officers and assistants; HR 725, Resolution--periodicals and records commission; HB 732, Wake--cruelty to animals; HB 739, Relief of Deese family; HB 758, Safe transportation of school children; HB 784, Nash--jurisdiction in divorce actions; HB 794, J. P. Omnibus Bill; HB 822, Disbursement State school funds; HB 824, Currituck--assistant recorder; HB 826, Brunswick and Onslow--Revenue Bonds; HB 840, Bertie--jurisdiction in divorce; HB 842, James Ormesby relief; HB 844, Pensions for ineligible teachers; HB 852, Yadkin--chief deputy sheriff's salary; HR 853, Resolution--appreciation to Secretary of State; HR 855, Resolution--appreciation Mrs. Harrell, the press and Carl Goerch; HB 856, Membership State Board of Charities and Public Welfare; HB 858, Northampton--index of records.

The House and Senate officially adjourned SINE DIE at 12:00 o'clock noon, March 10, 1943, in accordance with SR 351, a Joint Resolution.

#

m

STATE LIBRARY OF NORTH CAROLINA
3 3091 00843 1835